

162635

THE WHITE HOUSE
WASHINGTON

April 25, 1996

MR. PRESIDENT:

Attached for your signature is H.R. 3034, a bill to extend by two months a statutory deadline for Interior and HHS to negotiate certain regulations with Indian tribes.

A 1994 amendment to the Indian Self-Determination and Education Assistance Act repealed the authority of Interior and HHS to promulgate regulations relating to so-called self-determination contracts -- under which tribes provide services that the U.S. Government would otherwise provide. That amendment required Interior and HHS to engage in negotiated rulemaking with the tribes in the development of such regs, and stipulated a deadline of April 25, 1996 for promulgating final regs.

Interior and HHS cannot meet this deadline; H.R. 3034 extends it by two months.

The bill passed both Houses by voice vote and has received necessary clearances. **Because the deadline in the 1994 amendment is April 25, you need to sign this bill today.**

Todd Stern

Enrolled
members

96 APR 22 P1:57

LAST DAY FOR ACTION: 05/03/96

[illegible]

163 222

X

TO 4/24
Res.

THE WHITE HOUSE
WASHINGTON

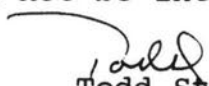
April 24, 1996

MR. PRESIDENT:

Attached for your signature is H.J. Res. 175, the 13th continuing resolution. It is a one-day extension for government operations covered by the appropriations bills that have yet to be enacted. It passed the House 400-14 and the Senate by voice vote. **Since the 12th CR expires at midnight tonight, you need to sign this 13th CR this evening to avoid any interruption in the operations of the government.**

Funding is at the same level as in the 12th CR -- programs and activities included in the Labor/HHS or Interior bills are funded at the lower of House, Senate or current rates, with a floor of 75% of current rates; programs and activities included in the Commerce/Justice/State and VA/HUD bills are funded at the conference report level.

Note that the House dropped legislation that would have restored SAIF (the Savings Association Insurance Fund) to full health and assured that interest payments to FICO bonds would not be interrupted.


Todd Stern



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

163222

THE DIRECTOR

April 24, 1996 96 APR 24 P6:14

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.J. Res. 175 -- Thirteenth Continuing Resolution, FY 1996

Sponsors: Representative Livingston (R), Louisiana
Senator Hatfield (R), Oregon

Last Day for Action

May 6, 1996 - Monday

It is recommended that you sign this measure as soon as possible so that there will be no interruption in the normal operations of the Government. The twelfth continuing resolution, P.L. 104-122, expires at 12:01 A.M., Thursday, April 25th.

Purpose

Provides funds for continuing the activities of many agencies of the Federal Government through Thursday, April 25, 1996.

Agency Recommendation

Office of Management and Budget

Approval

Discussion

H.J. Res. 175 provides for a one-day extension of appropriations through Thursday, April 25th, for government operations funded through the FY 1996 appropriations bills that have not been enacted.

The thirteenth continuing resolution passed the House by 400-14 and the Senate by voice vote earlier today, Wednesday, April 24th. House action resulted in dropping legislation that would have restored the Savings Association Insurance Fund (SAIF) to full health and would have assured that interest payments to FICO bonds would not be interrupted.

Funding is provided at the same level as provided by the twelfth continuing resolution. For programs and activities included in the Interior appropriations bill, the level provided, with certain exceptions, is the lowest of the House, Senate, or current rates, except that there is a floor equal to 75 percent of the current rate. For programs and activities included in the

Labor/HHS bill, the level provided is the lower of the House or current rates, except that there is a floor equal to 75 percent of the current rate. For programs and activities included in the Commerce/Justice/State and VA/HUD/Independent Agencies appropriations bills, the level provided is the conference level.

There are also numerous special provisions, including furlough protection except for one day per pay period.

Recommendation

In order that there be no interruption in the normal operations of the Government, I recommend that you sign H.J. Res. 175. A signing statement is attached for your consideration.



Alice M. Rivlin
Director

Attachment

STATEMENT BY THE PRESIDENT

Today, I have signed into law H.J. Res. 175, the Thirteenth Continuing Resolution for fiscal year 1996.

H.J. Res. 175 provides for a temporary extension of appropriations -- through April 25th -- for activities covered by the five fiscal year 1996 appropriations bills that have not been enacted into law.

It is my hope that this very brief extension will enable the Congress to complete acceptable legislation to fund these activities for the remainder of the fiscal year. We must ensure that adequate funding is approved for education, protection of the environment, and law enforcement. A resolution of these issues is nearly seven months overdue.

When the fiscal 1996 process is complete, we should resume our efforts to achieve a balanced budget. A balanced budget that is consistent with our nation's values should be our ultimate goal. I am determined to continue working toward that goal.



THE DIRECTOR

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

April 23, 1996 96 APR 23 4:33

Todd

163008

4/24

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 735 - Antiterrorism and
Effective Death Penalty Act
Sponsors - Sen. Dole (R) KS and 8 others

Last Day for Action

We understand that a signing ceremony is scheduled for
Wednesday, April 24, 1996.

Purpose

(1) Establishes Federal jurisdiction for certain terrorism offenses and contains other provisions to deter and punish acts of terrorism; (2) establishes deadlines and conditions for the consideration of habeas corpus petitions; (3) establishes expedited procedures for the deportation and exclusion from the United States of certain aliens; (4) requires courts to order criminals to pay restitution to their victims; and (5) establishes a commission to study Federal law enforcement policies and practices.

Agency Recommendations

Office of Management and Budget	Approval (Signing statement attached)
Department of Justice	Approval (Signing statement attached)
Department of State	Approval (Signing statement attached)
Department of the Interior	Approval (Informally)
Central Intelligence Agency	No objection (Informally)
Department of Defense	Defers to Justice (Informally)
Department of Transportation	Defers (Informally)
Nuclear Regulatory Commission	Defers (Informally)
Department of Agriculture	No comment (Informally)
Department of Energy	No comment (Informally)
Department of Health and Human Services	No comment (Informally)
Department of the Treasury	No comment (Informally)
Administrative Office of the United States Courts	No comment (Informally)

Discussion

S. 735 contains: (1) antiterrorism provisions, most of which are based on the two legislative proposals on this subject that you transmitted to Congress last year; (2) restrictions on habeas corpus petitions that are intended to expedite the appeals process in death penalty and other criminal cases; (3) amendments to immigration law that are unrelated to terrorism; (4) requirements concerning restitution to victims of crime; and (5) a requirement for a commission to study law enforcement policies and practices.

The major provisions of S. 735 are described below; other provisions are described in the Attachment.

Antiterrorism Provisions

The following antiterrorism provisions of S. 735 are generally consistent with your proposals, with the exceptions noted below.

Federal Jurisdiction. S. 735 creates a new Federal crime of "acts of terrorism transcending national boundaries." The new provision applies to certain existing State and Federal statutes (e.g., assaults with a dangerous weapon or offenses causing serious bodily injury) and requires that some action related to the crime must have taken place outside the United States. The bill specifies circumstances that must be met to establish Federal jurisdiction (e.g., the intended victim is a U.S. Government employee). The enrolled bill also makes it a Federal crime to conspire to harm people or property overseas. Current law covers only plans to attack property overseas.

These provisions provide Federal jurisdiction for any international terrorist attack that might occur within the United States and over terrorists who use the United States as a place to plan terrorist attacks against people overseas.

Terrorist Fundraising. S. 735 prohibits any person within, or subject to the jurisdiction of, the United States from raising funds for designated terrorist organizations. The enrolled bill establishes a procedure for the designation of such organizations by the Secretary of State, in consultation with the Secretary of the Treasury and the Attorney General. The process provides for notice to Congress and for judicial review of designations.

The assets of designated organizations may be frozen by the Secretary of the Treasury. A financial institution that becomes aware that it has under its control funds of a terrorist organization generally must retain possession or control of those funds and make a report to Treasury.

Deportation and Exclusion of Aliens. The enrolled bill establishes a special court comprised of five Federal District Court judges appointed by the Chief Justice of the United States to hear deportation cases involving alien terrorists. The bill establishes special procedures for the handling of classified information in these cases. Classified evidence need not be disclosed to a defendant, but the Government must provide an unclassified summary of such evidence, approved by the Court, that is sufficient to enable the alien to prepare a defense. These special procedures may be used only if the Attorney General or the Deputy Attorney General certifies that use of the normal removal procedures "would pose a risk to the national security of the United States."

The Department of Justice advises that this provision "guarantees the alien's rights to a fair proceeding while protecting national security information." Justice notes, however, that S. 735 does not contain the Administration's proposal to allow such cases to proceed where the Government does not provide a court-approved unclassified summary but the court finds a risk of "serious and irreparable harm to the national security." According to Justice, "[t]he absence of such a provision will be most sorely felt in cases involving terrorist ringleaders."

S. 735 allows the Attorney General to deny entry into the United States to any alien who is a member or a representative of a terrorist organization designated by the Secretary of State. The alien need not be informed of the reason for the denial. The bill also provides that members of designated terrorist organizations may not be granted asylum. The Attorney General may make an exception to ensure compliance with the 1967 United Nations Protocol Relating to the Status of Refugees.

Implementation of Plastics Explosives Convention. S. 735 implements the International Convention on the Marking of Plastic Explosives by generally making it illegal to manufacture, transport, or possess any plastic explosive that does not contain a detection agent.

Taggants in Explosives. The enrolled bill requires the Secretary of the Treasury to study: (1) the tagging of explosives and precursor materials to enable detection and identification; (2) whether it is feasible and practical to render inert common chemicals used to manufacture explosive materials and to impose controls on certain precursor chemicals used to manufacture explosive materials; and (3) State licensing requirements for the purchase and use of certain commercial explosives.

If the study results meet specified conditions, Treasury may issue regulations requiring the addition of tracer elements to explosive materials manufactured or imported into the United States. The regulations would take effect 270 days after their submission to Congress, unless modified or disapproved by law.

Contrary to the Administration's proposal, S. 735 prohibits studying or requiring taggants in black or smokeless powder, two of the most common ingredients of improvised explosive devices.

Prohibition on Certain International Assistance. S. 735 prohibits the sale of defense articles and services to countries not "cooperating fully" with U.S. antiterrorism efforts. The President may waive the prohibition if the transaction is essential to U.S. national security interests. The Department of State objects to the "unduly restrictive" scope of the waiver authority and "places a high importance on relief from this provision in future legislation."

Appropriations Authorizations. S. 735 authorizes appropriations totaling \$1 billion over FYs 1997-2000 for Executive branch agencies and the Judiciary. Most of this amount is for programs of the Justice Department (principally the Federal Bureau of Investigation). Your FY 1997 Budget requests funding for some of these programs, but generally at lower levels than those authorized by S. 735. The allocation of the bill's authorizations is displayed in the attached table.

Habeas Corpus

S. 735 establishes time limits for the filing of habeas corpus petitions by State prisoners and motions by Federal prisoners who wish to challenge the constitutionality of their State or Federal convictions. The time limit is generally one year from the exhaustion of State appeals or, for Federal prisoners, one year from the date the conviction becomes final. For State prisoners under a death sentence, the time limit is six months if the State has established a mechanism for providing indigent prisoners with competent counsel for post-conviction proceedings.

The enrolled bill also sets time limits for district court and appeals court actions on habeas petitions. Current law contains no such requirements.

Federal courts must give deference to the determinations of State courts as long as the State court's actions are neither "contrary to," nor an "unreasonable application of" clearly established Federal law. The enclosed signing statement includes language prepared by the Office of White House Counsel that addresses constitutional concerns with this provision. The statement expresses concern that it "could be interpreted in a

manner that would undercut meaningful Federal habeas corpus review and raise profoundly troubling constitutional issues." It says that you are signing the bill because you are "confident that the Federal courts will interpret this provision to preserve independent review of Federal legal claims and the bedrock constitutional principle of an independent judiciary."

S. 735 also requires that second or successive habeas petitions be approved by a 3-judge panel of the Court of Appeals. To be considered, such petitions must demonstrate: (1) newly discovered evidence sufficient to establish by clear and convincing evidence that no reasonable person would have found the petitioner guilty of the offense; or (2) a new rule of constitutional law, made retroactive by the Supreme Court, that was previously unavailable.

The enrolled bill establishes procedures in capital cases for the appointment of counsel, conduct of evidentiary hearings, and the application of these provisions to unitary State review systems. Federal and State courts are required to give priority status to habeas petitions in capital cases.

Immigration Provisions Unrelated to Terrorism

Expedited Exclusion of Aliens. S. 735 authorizes an immigration officer to refuse entry into the United States without a hearing to any alien holding fraudulent or invalid travel documents. If the alien indicates either an intention to apply for asylum or a fear of persecution if excluded from the United States, an asylum officer must "promptly" conduct an interview. If the asylum officer determines the alien does not have a credible fear of persecution, the alien is required to be excluded from the United States without further review. Current law allows for a hearing before an immigration judge.

This provision is similar in some respects to a proposal contained in the immigration legislation that you transmitted to Congress last May. Your proposal, however, applied only to certain alien smuggling cases and to "extraordinary migration situations" declared by the Attorney General.

Exclusion of Aliens Who Have Not Been Inspected and Admitted. The enrolled bill provides that an alien found in United States without having been legally admitted will be deemed to have applied for entry at the time that he or she is found. The alien would be subject to the requirements for all new entrants. This provision, combined with the expedited exclusion provision described above, could result in the summary removal from the United States of any alien regardless of how long the alien had been in the United States. Currently, aliens residing illegally in the United States are entitled to a deportation hearing.

The Department of Justice advises that the bill's requirements for the expedited exclusion of certain aliens without administrative or judicial review "go far beyond what the Administration sought or were contained in the bipartisan comprehensive House or Senate immigration reform legislation." Justice is also concerned that the bill "requires detention of many more aliens without Attorney General discretion or the resources critical to effectuating transportation or detention." The Department advises informally that it will attempt to have its concerns addressed in pending immigration legislation.

Victim Restitution

S. 735 requires Federal courts to order defendants convicted of, or sentenced under plea agreements relating to, violent crimes, felony property crimes (including fraud), tampering with consumer products, or drug trafficking, to make full restitution to all victims. If the victim is deceased, restitution must be made to the victim's estate. The enrolled bill authorizes courts to order restitution in other offenses. Compliance with court orders is made an explicit condition of any probation granted.

Exceptions to mandatory restitution are allowed in certain cases (e.g., if the number of victims is so large as to make restitution impracticable or if the complication and prolongation of the sentencing process resulting from fashioning a restitution order outweighs the need to provide restitution to any victims).

Law Enforcement Commission

The enrolled bill establishes a "Commission on the Advancement of Federal Law Enforcement." The Commission would be required to investigate Federal law enforcement policies and practices, including the handling of specific cases chosen by the Commission.

The Commission would have five members. The President pro tempore of the Senate, the Senate Minority Leader, the Speaker of the House, the House Minority Leader, and the Chief Justice of the United States would each appoint one member. The Commission would be required to make a report to the Congress two years after a quorum is appointed.

Agency Views

The Department of Justice recommends approval of S. 735 because it would "enhance our ability to fight domestic and international terrorism."

The Department notes that S. 735 incorporates many Administration proposals, but notes the omission of several major proposals, including: (1) wiretap authority in terrorism cases;

(2) access to certain records in terrorism investigations without a court order; (3) authority for the military to provide technical assistance to local law enforcement agencies in cases involving chemical or biological weapons; (4) funding for the Administration's digital telephony initiative; (5) a mandatory penalty for the knowing transfer of a firearm for use in a violent crime; (6) a longer statute of limitations under the National Firearms Safety Act; and (7) a ban on armor-piercing ammunition.

Justice also notes that it opposed the requirement for a law enforcement commission because it "could be damaging to strong and effective law enforcement and is redundant and unnecessary."

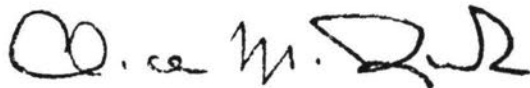
The Department of State also recommends approval of S. 735. The Department has proposed language for a signing statement that states that your determinations that a country is "cooperating fully" with U.S. antiterrorism efforts will be based on a country's "overall" level of cooperation in such efforts.

Conclusion and Recommendations

We join the Departments of Justice, State, and the Interior in recommending approval of S. 735, which passed the Senate and House by final votes of 91-8 and 293-133, respectively.

Attached for your consideration is a signing statement that is based on submissions from the Departments of Justice and State and the Office of White House Counsel. It has been reviewed and approved by the Departments of Justice, State, Defense, Energy, Transportation, and the Treasury.

The statement is generally laudatory, but objects to the omission of several of your proposals and the inclusion of the law enforcement commission. It also addresses concerns with the habeas corpus provisions, as described above.



Alice M. Rivlin
Director

Enclosures

Other Significant Provisions of S. 735

Antiterrorism Provisions

Expanded Federal Jurisdiction

Protection of Federal Employees. S. 735 makes it a Federal crime punishable by death to murder, or attempt to murder, a Federal employee who is performing his or her duties. Current Federal homicide law applies generally to murdering persons employed in investigative, law enforcement, intelligence, and related fields only. The bill also makes it a crime to threaten to assault, kidnap, or murder former Federal officers and employees because of their former positions.

Material Support for Terrorists. S. 735 increases the reach of provisions setting penalties for providing material support (e.g., financial assistance, lodging, training, documentation, equipment, etc.) to terrorists, to include providing support with respect to such offenses as violence at international airports and the use of weapons of mass destruction. The bill also deletes certain impediments to the Government's ability to initiate investigations for violations of the material support provision.

S. 735 also: (1) allows the Government to seek injunctions against persons providing support or resources for a foreign terrorist organization; and (2) establishes extraterritorial jurisdiction over fundraising and support activities.

Crimes Outside the United States. The enrolled bill extends the reach of Federal criminal law to cover offenses committed on aircraft in flight outside the U.S. special aircraft jurisdiction if: (1) a U.S. national was or would have been on board the aircraft; (2) an offender is a U.S. national; or (3) an offender is found in the United States.

Criminal Penalties

S. 735 establishes or increases penalties for: (1) conspiracies involving explosives; (2) transferring explosive materials that will be used to commit a crime of violence or drug trafficking crime; (3) pledging or accepting as security for a loan stolen explosive materials; (4) use of explosives or committing arson; (5) conspiring to commit various terrorism-related offenses; and (6) threats to use weapons of mass destruction.

The enrolled bill also adds terrorism offenses to the money laundering statute, and makes multiple killings or attempted killings an aggravating factor for determining whether to impose the death penalty in Federal criminal cases.

Lawsuits Against Terrorist States

S. 735 removes the sovereign immunity of foreign states designated as sponsors of terrorism and permits civil suits by U.S. plaintiffs for acts of terrorism, torture, hostage-taking, or extrajudicial killing, or the provision of material support for such acts. The bill also permits the attachment of assets of any foreign state to satisfy claims from civil suits filed under this provision.

The court must stay discovery in these cases if the Attorney General certifies that discovery would interfere with an ongoing criminal investigation or prosecution, or a national security operation.

Financial Transactions with Terrorists

The enrolled bill criminalizes all financial transactions with countries identified as state sponsors of terrorism but grants the Secretary of State authority to issue regulations providing for exceptions. The Administration opposed this provision as duplicative of the Department of the Treasury's existing authority to administer economic sanctions programs. The Administration also opposed the placement of the waiver authority with the Department of State rather than Treasury.

Foreign Airline Security Programs

S. 735 requires the Federal Aviation Administration to approve foreign air carrier security programs only if they provide a level of security identical to that provided by U.S. carriers. Current law requires that "similar" levels of security be provided. An approved security program is a requirement for serving U.S. airports.

The Administration opposed this provision because: (1) it is unnecessary insofar as the security risk to all carriers is not identical; and (2) it could result in complaints that the United States is using aviation security as a guise to gain advantage for its national carriers.

Nuclear, Biological, and Chemical Weapons Restrictions

Nuclear. The enrolled bill expands criminal code provisions regarding prohibited transactions involving nuclear materials to cover nuclear byproduct material and actions knowingly causing substantial damage to the environment. The bill also extends

jurisdiction to apply where an offender or victim is a U.S. national or a U.S. corporation or other legal entity.

Biological. S. 735 makes it illegal to attempt, threaten, or conspire to use biological agents or toxins as weapons. (Current law covers only their actual use.) The enrolled bill also expands the definition of weapons of mass destruction to include bioengineered products. The Secretary of Health and Human Services is required to establish a system for regulating the transfer of dangerous biological agents.

Chemical. The enrolled bill makes it a Federal crime to use chemical weapons within the United States or against U.S. nationals outside the United States. The bill directs the President to establish a interagency task force to determine whether a facility to train personnel to respond to attacks with chemical weapons is feasible and advisable.

Foreign Assistance

Prohibition on Assistance to Countries that Aid Terrorist States. The bill prohibits providing assistance to the governments of countries that aid (including providing military equipment to) terrorist states, with exceptions by presidential waiver when in the national interest. The bill also directs the Secretary of the Treasury to instruct the U.S. executive director of each international financial institution to oppose assistance by such institutions to terrorist states.

Antiterrorism Assistance. The enrolled bill permits arms and ammunition to be provided to certain countries only if they are directly related to antiterrorism assistance, and limits the value of equipment and commodities provided.

Overseas Law Enforcement Training. S. 735 authorizes the Attorney General and the Secretary of the Treasury to support training law enforcement personnel in foreign countries, subject to the concurrence of the Secretary of State.

Closed Circuit Broadcasting of Court Proceedings

S. 735 requires Federal courts, in certain cases where the venue of a criminal trial is moved to a different State and distant from the original site, to provide closed circuit televising of the trial to the original venue for the benefit of victims of the crime. The bill permits the Administrative Office of the United States Courts to accept donations for this purpose but does not authorize additional appropriations.

This provision would apply to the Oklahoma City bombing trial.

Protection of Federal Government Buildings

S. 735 authorizes the Attorney General and the Secretary of the Treasury to prohibit vehicles from parking or standing and vendors from doing business on any street adjacent to any building in the District of Columbia that is used by Federal law enforcement.

Reward Authority

As requested by the Administration, S. 735 authorizes the Attorney General to pay rewards, without limitation on amount, and to receive funds from any Federal agency for the payment of rewards for assistance in any investigation. The Attorney General must give notice to Congress if a reward exceeds \$100,000.

Studies

The enrolled bill requires studies in two areas for which the Administration sought substantive provisions.

- Electronic Surveillance. The Attorney General is required to report to Congress within 90 days of enactment of S. 735 on electronic surveillance issues. (The Administration requested additional wiretap authorities in terrorism investigations.)
- Armor-piercing Ammunition. The Secretary of the Treasury is required to report to Congress within a year of enactment of S. 735 on the threat to law enforcement officers from the criminal use of firearms and ammunition, including armor-piercing ammunition. (The Administration proposed a ban on armor-piercing ammunition.)

S. 735 also requires the Attorney General to report to Congress within 180 days of enactment of S. 735 on (among other things) the extent to which the Constitution protects the distribution of information on how to make bombs and weapons of mass destruction.

Immigration Provisions

S. 735 contains several other immigration provisions that are generally consistent with the immigration legislation proposed by the Administration last year:

- Alien smuggling-related crimes are added to the list of predicate offenses in the anti-racketeering statute. This could result in greater penalties against offenders.

- Wiretaps are authorized for alien smuggling investigations.
- Justice is required to develop a program to return aliens who have illegally entered the United States three times from a country contiguous to the United States to a location not less than 500 kilometers from that country's border with the United States. (The Administration's immigration bill authorizes a two-year pilot program for "interior repatriation".)
- Deportation hearings may be conducted by telephone.
- The release of confidential information on aliens is allowed for certain law enforcement purposes.

S. 735, Antiterrorism and Effective Death Penalty Act:
Authorizations of Appropriations
(dollars in millions)

<u>AGENCY</u>	<u>FY 1997</u>	<u>FY 1998</u>	<u>FY 1999</u>	<u>FY 2000</u>	<u>TOTAL</u>
Department of Justice					
- FBI	\$114	\$166	\$96	\$92	\$468
- DEA	35	40	45	52	172
- INS	5	5	5	5	20
- NIJ	20	10	--	--	30
- US Attorneys/ Criminal Division/ Marshals	10	10	10	11	41
- Justice Assistance*	30	25	25	25	105
Department of the Treasury					
- Customs	8	8	8	7	31
- Secret Service	11	11	13	15	50
- General law enforcement	10	10	10	10	40
The Judiciary	10	10	10	11	41
Interior					
- Park Police	<u>.5</u>	<u>.5</u>	<u>.5</u>	<u>.5</u>	<u>2</u>
TOTAL:	\$253.5	\$295.5	\$222.5	\$228.5	\$1,000

*= Includes \$5 million authorized for awards in consultation with the Federal Emergency Management Agency.

THE WHITE HOUSE
WASHINGTON

April 24, 1996

4/24

MEMORANDUM FOR THE PRESIDENT

FROM: TODD STERN ~~TS~~
SUBJECT: Antiterrorism bill -- S. 735

You are scheduled to sign the antiterrorism bill this afternoon at a South Lawn ceremony.
Key provisions:

Federal jurisdiction. Bill provides Federal jurisdiction for any international terrorist attack within the U.S. and over terrorists in the U.S. who plan attacks against people overseas.

Terrorist fundraising. Bill prohibits any person within, or subject to jurisdiction of, the U.S. from raising funds for terrorist organizations. Organizations are designated by Secretary of State in consultation with AG. Assets may be frozen by Secretary of Treasury.

Plastic explosives. Bill implements International Convention on the Marking of Plastic Explosives by making it illegal to manufacture, transport or possess such explosives if they do not contain a detection agent.

Taggants. Bill requires Secretary of Treasury to study (i) tagging explosives and precursor materials; (ii) whether feasible to render inert common chemicals used to make explosives; (iii) State licensing requirements for purchase and use of certain commercial explosives. But bill *prohibits* studying or requiring taggants for black or smokeless powder, two commonly used substances in improvised explosives -- a win for the NRA.

Sale of defense articles. Bill prohibits sale of such articles to countries not fully cooperating with U.S. antiterrorism efforts.

Countries aiding terrorist states. Bill bars assistance to such countries, with exceptions by Presidential waiver.

Biological/chemical weapons. Bill makes it illegal to attempt, threaten or conspire to use biological agents or toxins; and makes it illegal to use chemical weapons in the U.S. or against U.S. nationals outside the U.S.

Increased penalties. Bill increases penalties for a number of crimes involving explosives, conspiracy to commit terrorism-related offenses, and threats to use weapons of mass destruction.

Sovereign Immunity. Bill removes sovereign immunity of foreign states designated as sponsors of terrorism and permits civil suits by U.S. plaintiffs for various terrorist acts.

Immigration provisions related to terrorism. Bill establishes special court of five U.S. District Court judges appointed by Chief Justice to hear deportation cases involving alien terrorists. If classified information is involved, Government must provide only an unclassified summary. Our proposal allowing Government to dispense with the summary in exceptional cases was rejected. Bill also allows AG to deny entry to U.S. by alien who is member or representative of a terrorist organization and bars asylum for such people.

Immigration provisions *unrelated* to terrorism. Bill allows an immigration officer to refuse entry, without a hearing, of anyone with fraudulent or invalid travel documents. If person claims asylum, asylum officer can reject claim with no further review -- current law allows for hearing before an immigration judge. Your related proposal applied only in certain alien smuggling cases or to extraordinary migration situations, declared by the AG. Bill also allows similar treatment to any alien found in the U.S. who was not legally admitted. Thus, a long-time alien resident could find himself summarily deported with no hearing. These procedures go far beyond what the Administration sought.

Victim restitution. Bill requires Federal courts to order defendants in cases of violent crime, felony property crimes, tampering with consumer products or drug trafficking to make full restitution to victim or victim's estate.

Habeas Corpus. Bill imposes tough time limits on habeas petitions -- one year from exhaustion of State appeals; six months for capital defendants, assuming State has established a means for providing counsel to indigents. Bill also requires Federal courts to defer to the determinations of State courts as long as the State court action is neither contrary to, nor an unreasonable application of, established Federal law. Second or successive petitions allowed only if 3-judge panel determines that (i) newly discovered evidence is sufficient to show by clear and convincing evidence that no reasonable person would have convicted; or (ii) a new rule of constitutional law has been articulated by the Supreme Court and made retroactive.

Law Enforcement Commission. Over our opposition, bill establishes a Commission to investigate Federal law enforcement policies and practices.

Other key omissions from bill. Bill was weakened by omission of several other provisions we wanted. It fails to include (i) expanded wiretap authority in terrorism cases; (ii) access to certain common carrier and hotel records in terrorism cases; (iii) use of military to assist local law enforcement in cases involving chemical or biological weapons; (iv) ban on cop-killer bullets (bill provides for a study); (v) mandatory penalty for knowing transfer of a firearm for use in a violent felony; (vi) a longer statute of limitations for violations of the National Firearms Safety Act.

THE WHITE HOUSE
WASHINGTON

April 24, 1996

MR. PRESIDENT --

I attach three letters of condolence for the family of U.S. Secret Service Protective Support Technician Dennis Bourbeau, who died suddenly on Saturday, April 20, of a heart attack. I understand that Dennis was a driver for Mrs. Clinton and also frequently drove Chelsea to school. Although he apparently did not drive your limousine, he was one of the spare drivers for your motorcade.

Dennis was separated from his wife, and his parents were divorced. I have, therefore, included separate letters to his wife, mother, and father.



Jim Dorskind

Mother

*DAD
3 letters
for Bourbeau
family*

HOUSE
TON

April 24, 1996

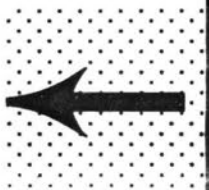
Mrs. Doris Bourbeau
Apartment B-3
248 Camp Street
West Yarmouth, Massachusetts 02673

Dear Mrs. Bourbeau:

Hillary and I were deeply saddened to learn of Dennis' death. He was a special member of our White House family, and he will be greatly missed by all those who had the pleasure of working with him. We will always be grateful for his kindness to Chelsea, who shares our sorrow.

While there are no words to ease your pain, we want you to know that you are in our thoughts and prayers. Our hearts go out to you, and we hope that the loving support of your family and friends will bring you strength and comfort in the days ahead.

Sincerely,



Prince



WHITE HOUSE
WASHINGTON

April 24, 1996

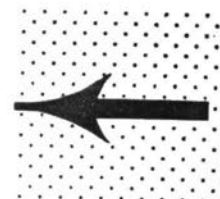
Mrs. Dennis Bourbeau
14236 Prince Dale Drive
Dale City, Virginia 22193

Dear Mrs. Bourbeau:

Hillary and I were deeply saddened to learn of Dennis' death. He was a special member of our White House family, and he will be greatly missed by all those who had the pleasure of working with him. We will always be grateful for his kindness to Chelsea, who shares our sorrow.

While there are no words to ease your pain, we want you to know that you are in our thoughts and prayers. Our hearts go out to you, and we hope that the loving support of your family and friends will bring you strength and comfort in the days ahead.

Sincerely,



SIGN
HERE

WHITE HOUSE
WASHINGTON

April 24, 1996

26-2232

Mr. Yvon Bourbeau
519 East River
Orange, Massachusetts 01364

Dear Mr. Bourbeau:

Hillary and I were deeply saddened to learn of Dennis' death. He was a special member of our White House family, and he will be greatly missed by all those who had the pleasure of working with him. We will always be grateful for his kindness to Chelsea, who shares our sorrow.

While there are no words to ease your pain, we want you to know that you are in our thoughts and prayers. Our hearts go out to you, and we hope that the loving support of your family and friends will bring you strength and comfort in the days ahead.

Sincerely,

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Virginia
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don at



Mrs. Doris Bourbeau
248 Camp Street, Apt. B1
West Yarmouth, Massachusetts 02873

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162713

(H)

4-24-96

THE WHITE HOUSE
WASHINGTON

April 23, 1996

MR. PRESIDENT:

The attached memo from Betsy Myers details outreach efforts by the Women's Office and support from various groups on your veto of the partial birth abortion bill.

Betsy has also attached two binders of materials that I'm holding in the Office. We'll send them up if you want to see them.



Todd Stern

16-713

APRIL 19, 1996

96 APR 22 P6:15

MEMORANDUM FOR THE PRESIDENT

THROUGH: LEON PANETTA

CC: HAROLD ICKES
EVELYN LIEBERMAN
ALEXIS HERMAN
DON BAER
MELANNE VERVEER

FROM: BETSY MYERS *BM*

SUBJECT: SUMMARY OF CONTINUING FOLLOW UP ON H.R.
1833 WITH WOMEN'S COMMUNITY

The response that my office has received from the women's community to your veto of H.R.1833 is the most enthusiastic and supportive reaction I have seen since the Women's Office opened last June. Your meeting with the patients has galvanized and energized women all over the country. Most importantly the support for your position has come not just from the pro-choice community but from the greater women's community. The following summarizes amplification and outreach on this issue to the women's community as of this date as well as setting forth the women's office's proposed strategy going forward.

Attached to this memo is an Exhibit book as well as an Annex. The Exhibit book contains the following:

- o Exhibit #1: An index of the most significant letters and statements of support.
- o Exhibit #2: Copies of the letters from the Religious Coalition for Reproductive Choice and Catholics for a Free Choice.
- o Exhibit #3: Catholics for a Free Choice Polling Data.
- o Exhibit #4: *Los Angeles Times* opposition piece together with drafts of submitted responses.
- o Exhibit #5: Selected positive editorials and columns
- o Exhibit #6: Selected op-eds drafted by patients and/or groups, submitted and under consideration by various major publications.
- o Exhibit #7: Selected statements by Maryland physicians on state legislation identical to H.R.1833.

Also attached to this memo is an Annex. The Annex contains the following:

- o Tab #1: An index together with copies of the letters/statements of support.
- o Tab #2: Beldon & Russonello focus group findings on progressive activist Catholics prepared for Catholics for a Free Choice.

SUPPORT FROM AND OUTREACH TO WOMEN'S GROUPS

We reached out directly, via phone, mail or fax to over 300 women's groups, including the "Core Group" of the Choice Coalition and the Council of Presidents, as well as several women's health organizations. In addition, we blast-faxed to over 2,000 women leaders. We distributed, as appropriate, the veto message, the veto remarks, and the *New York Times* editorial dated April 11, 1996. We asked these groups (and they were quite receptive) upon receipt of our information, to amplify the veto to their members, affiliates, coalition partners and/or patients.

Attached as Exhibit #1 is a list of the support letters and statements that we have received to date. The index reflects, where appropriate, additional amplification efforts by these groups. The most significant amplification is as follows:

- o The American Association of University Women (AAUW), which in addition to getting the word out through its newsletter and regular alerts to its 150,000 members, also included commendation for your veto in its monthly fact sheet that is sent to 10,000 women who have each pledged to distribute it to five additional women. In addition this fact sheet is taken out into the communities and posted and/or distributed in laundry mats, grocery stores, law firms, cafeterias, community centers, day care centers, and other places where women congregate. The fact sheet is also on the Internet and Women's Wire (which gets 150,000 hits per month).
- o The National Organization for Women (NOW), which in addition to getting the word out through its local affiliates to its 270,000 members, featured Claudia Ades one of the patient/spokeswomen who met with you at the veto signing as a key note speaker at its National Rally Against the Right in San Francisco on April 15, 1996. Over 5,000 women attended.
- o The American Medical Women's Association (AMWA) distributed a press release to 70 major news organizations and distributed a targeted and detailed alert to key membership in order to best reach its 13,000 women medical students and physicians.

- o National Abortion Rights Action League (NARAL) distributed a press release to over 200 outlets and to its 36 affiliates. They estimate that the information they distributed to their affiliates will additionally reach, through the affiliates' sprint fax networks, web-sites and coalition group tens of thousands. They distributed sample letters to the editor and talking points specifically praising President Clinton for standing up for families.
- o Voters for Choice is preparing a direct mail piece which will tell certain of the patient/spokeswomen's stories and underscore the importance of returning a strong pro-choice president to the White House. This will be sent to 30,000 supporters and distributed at their spring and summer concerts to approximately 10,000 people. This message will also be relayed in their voter identification and GOTV targeting a minimum of 200,000 republican and democratic pro-choice women.
- o The National Abortion Federation (NAF) estimates that the supportive information it distributed through its membership alerts, press releases and informational packets to its institutional and individual members reached approximately 10,000 people.
- o The Religious Coalition for Reproductive Choice alerted its 38 national religious organizational affiliates with information packets, talking points and sample op-eds. These affiliates then alerted their affiliates (i.e., the Kentucky Coalition For Reproductive Choice which alerted its 20 faith-based organizations).

The letters from these groups uniformly applaud your veto, speak of your courage, compassion and principled decision. These letters are far too voluminous for me to attach as an exhibit, instead they are provided in the companion annex to this memo as TAB #1.

I have attached as Exhibit #2 the letters from Religious Coalition for Reproductive Choice and Catholics for a Free Choice. These letters illustrate that there is in fact significant support among women in the religious community for your position. (Also see polling data on Catholics and Abortion compiled by Catholics for a Free Choice attached as Exhibit #3).

- o On behalf of the Religious Coalition for Reproductive Choice, Ann Thompson Cook wrote "... Religious people oppose bans on late-term abortions because such bans interfere in women's freedom to make morally and ethically responsible decisions."

- o The letter from Catholics for a Free Choice indicates that the entire Catholic constituency is not opposed to legal access to the intact D&E procedure. Their letter states that the "...in vetoing this bill on legal grounds, while continuing to express your view that abortion should be safe, legal and rare you are providing great moral leadership... consistent with that of the majority of United States Catholics." (See Tab #2 of the companion annex to this memo for focus group findings from progressive activist Catholics separated by gender prepared by Beldon & Russonello for Catholics for a Free Choice pursuant to their effort to mobilize progressive Catholics against the Christian Right). Frances Kissling, President of Catholics for a Free Choice, in a recent meeting at my office, cautioned me to remember that there are many who feel that the leadership of the Catholic Church does not reflect the views of most Catholic women on reproductive rights.

RESPONSE TO LOS ANGELES TIMES:

In response to your note with the *Los Angeles Times* clipping dated April 12, 1996, I have worked with our constituents to respond via op-eds and letters to the editor.

Responses were submitted by The Center for Reproductive Law and Policy, Catholics for a Free Choice, The Religious Coalition For Reproductive Choice, Vicki Saporta and Mary Dorothy-Line. I have attached together with the original clipping as Exhibit #4 a draft of Ms. and Ms. Saporta's response pieces. Ms. Line is one of the practicing catholic patient/spokeswomen with whom you met at the veto and Vicki Saporta is the Executive Director of The National Abortion Federation.

MEDIA SUPPORT ON H.R. 1833:

One or more of the patients who appeared at the veto ceremony on April 10th have been quoted, interviewed or featured in the following media:

Television

- CNN & Company (Mary-Dorothy Line and Vicki Saporta)
- Good Morning America (Coreen Costello)
- The "Today" Show (Claudia Ades)
- News Talk Television (Mary-Dorothy Line)
- CNN's "Headline News" featured several different patients as their news package changed throughout the evening. Included were Vikki Stella, Claudia Ades and Coreen Costello.
- CNN's online news service featured an in-depth story on the veto, with pictures and quotes from Claudia Ades, Mary-Dorothy Line, and Vikki Stella.

Radio

- Los Angeles, CA-KABC-FM The "Michael Jackson Show" (Vikki Stella; this program is nationally syndicated and simulcast on C-Span)
- Mobile, Alabama-WNTM-AM (Claudia Ades)
- Chicago, IL- WJJD-AM (Vikki Stella)

Newspaper

Arizona Republic (Tammy Watts)
 Baltimore Sun (Vikki Stella)
 Chicago Tribune (Vikki Stella)
 Fort Worth Star-Telegram (Vikki Stella)
 Houston Chronicle (Vikki Stella)
 Los Angeles Times (Vikki stella, Vicki Saporta)
 Miami Herald (Coreen Costello, Vikki Stella, Tammy Watts)
 Minneapolis Star-Tribune (Vikki Stella)
 Naperville Sun (Vikki Stella)
 New York Times (Claudia Ades)
 Philadelphia Inquirer (Viki Wilson)
 San Francisco Chronicle (Coreen Costello, Vikki Stella)
 USA Today (Coreen Costello, Vikki Stella, Tammy Watts)
 Washington Post (Vikki Stella)
 Washington Times (Mary-Dorothy Line)

Other Key Newspaper Coverage:

Many editorials and columns have been written depicting the veto as a courageous act based on principle. (See Exhibit #5 attached). A sampling:

From the St. Louis Post Dispatch (April 14, 1996):

"In a politically courageous gesture, President Bill Clinton vetoed a bill to outlaw what has been misleadingly called partial birth abortion."

From the Charleston Gazette (April 15, 1996):

"It would have been easy for President Clinton to play for popularity and avoid this bill."

From the New York Times (April 11, 1996):

"At a time when anti-abortion forces are successfully pushing new and restrictive laws in the state legislatures, the President has taken a principled stand."

Cathy Young with the Detroit News (April 16, 1996):

"But as best as I can tell from the contradictory information, D&X abortions often is the safest way to end a pregnancy when the fetus has severe abnormalities or when the women's physical health is in danger."

Media Projects Presently in Development

- o *Los Angeles Times* (feature article on Claudia Ades, Coreen Costello, Mary-Dorothy Line).
- o "60 Minutes" (feature story on Tammy Watts and Viki Wilson).
- o *Ms. Magazine* (feature piece on Claudia Ades).
- o Op-Eds submitted, but not yet run, by patients and/or NAF, Catholics For a Free Choice, and the Center For Reproductive Policy to the *New York Times*, the *Washington Post*, the *Chicago Tribune*, *USA Today*, and the *Wall Street Journal* (See Exhibit #6 attached).
- o **Response to Mary McGrory piece in *Washington Post*:** Mary-Dorothy Line has called McGrory directly and we understand that they had a very positive conversation and that Ms. McGrory plans to write a follow-up piece tentatively scheduled to run the weekend of April 20th or the week of April 22nd. In addition NARAL has submitted a response piece as well

ADDITIONAL OUTREACH PLANNED:

With the upcoming override vote, we will be conducting additional media outreach and will include women who participated in the event. We plan to mobilize the women's religious community, including the Catholic Women for Choice. My office will be hosting a lunch and a briefing for these constituents in late May. I also plan to amplify statements from the Maryland physicians opposed on medical grounds to state legislation that is identical to H.R. 1833. (see Exhibit #7 for copies of these statements).

If Clinton/Gore Re-Elect women's constituent outreach groups are formed (e.g., Women Catholics for Clinton/Gore, women lawyers for..., women doctors for..., religious women for...), they will be useful and interested in receiving information on your leadership on this issue.

WOMEN POLITICAL APPOINTEES:

Information on the veto is being distributed to all 2,000+ women political appointees. A core group of 100 senior women appointees plan to amplify your leadership through press interviews, speeches and in mailings/outreach to their own agency's constituencies. Women appointees are proud to be part of your pro-women leadership.

THE WHITE HOUSE

WASHINGTON

April 12, 1996

96 APR 12 P6:06

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM:

ANTHONY LAKE

SUBJECT:

Response to the Lord Mayor of Dublin

Purpose

To respond to a letter from Alderman Sean D. Dublin Bay-Rockall Loftus, Lord Mayor of Dublin.

Background

The Lord Mayor of Dublin met you and Mrs. Clinton during your trip to Dublin in December. In your letter you thank the Lord Mayor for the photo he sent and for his kind words about the Administration's support for the peace process in Northern Ireland.

RECOMMENDATION

That you sign the letter at Tab A.

Attachments

Tab A Letter to the Lord Mayor
Tab B Incoming correspondence

cc: Vice President
Chief of Staff

THE WHITE HOUSE

WASHINGTON

Dear Lord Mayor:

Thank you for your recent letter enclosing the photograph of Hillary and me enjoying your witty remarks during our visit to your wonderful city last year. Our trip to Ireland was one of the highlights of my Presidency and I shall always be grateful to you and to the citizens of Dublin for the extraordinary warmth of your welcome.

I appreciate your kind words about my Administration's support for the peace process in Northern Ireland and the interesting documents you enclosed. The setting of June 10 as the for the beginning of talks on the future of Northern Ireland is a watershed in the peace process. I hope the IRA will enable those talks to be truly inclusive by reinstating the cease-fire immediately.

I hope we will have occasion to meet again.

Warm regards,

The Right Honorable The Lord Mayor
Alderman Sean D. Dublin Bay-Rockall Loftus, B.L.
Mansion House
Dublin 2, Ireland

An tArdmhéara Ró-Onórach
Seanóir Séan D. Bá Átha Cliath - Rockall O Lachtnáin, B.L.

The Right Honourable The Lord Mayor
Alderman Séan D. Dublin Bay - Rockall Loftus, B.L.

Hon. Legal Advisor: Dublin Bay Preservation Association
Chairman: Ireland's Rockall Trust.



"Job Opportunity with Environmental Responsibility"

29th February, 1996.

The President and Mrs. Hilary Rodham Clinton,
The White House,
1600 Pennsylvania Avenue,
Washington D.C. 20500

Dear Mr. President and Mrs. Clinton,

On behalf of my wife, Úna, and myself I wish to thank you for the beautiful souvenirs you gave us on the occasion of your historic visit to Dublin. Úna won't let me use the pen "in case you lose it" so I look at it every day, on a nice stand on my desk, and the Tiffany box has pride of place on Úna's dressing table.

I enclose copy of a happy photograph which appeared in the country edition of The Irish Times, which you may not have seen, and a copy of the speech I made prior to making you an Honorary Freeman of Dublin City - for your presidential archives.

I want to thank you for the great interest you have shown in Northern Ireland - I enclose a few documents for your information which have a bearing on the tragedy.

After your Irish visit I was invited to Chicago for a breakfast in my honour by Aurelia Pucinski, Clerk of the Circuit Court of Cook County, Illinois, who has a great interest in environmental matters - I understand she is a Democrat candidate in the Primary on March 19th.

Frank Feely, Dublin's City Manager, my wife and I, and a few public representatives are going to San Jose on March 6th for a few days. We will be celebrating the 10th Anniversary of Dublin's twinning with San Jose, and, I understand, the Spirit of America Award the San Jose Authorities plan to give you.

I wish you and all your Party's candidates every possible success next November - I will be doing my bit through my emigrant connections in America. I spent three years freelance lecturing in America (1959-61) and my late father, Dr. J. J. Loftus, was born in New York.

Yours sincerely,

Alderman Séan D. Dublin Bay - Rockall Loftus.
Alderman Sean D. Dublin Bay-Rockall Loftus, B.L.,
Lord Mayor of Dublin

Teach an Ardmhéara, Baile Átha Cliath 2, Éire. Telefón: 676 1845 & 671 2402. Fax: 679 6573

Mansion House, Dublin 2, Ireland. Telephone: 676 1845 & 671 2402. Fax: 679 6573



An tArdmhéara Ró-Onórach
Seanóir Séan D. Bá Átha Cliath - Rockall O Lachtnáin, B.L.

The Right Honourable The Lord Mayor
Alderman Séan D. Dublin Bay - Rockall Loftus, B.L.

Hon. Legal Advisor: Dublin Bay Preservation Association
Chairman: Ireland's Rockall Trust.



"Job Opportunity with Environmental Responsibility"

I have an interest in the Northern tragedy going back a long time.

When Edward Heath became leader of the Conservative Party back in 1965 I wrote congratulating him. I reminded him he was also leader of the Unionist Party, as it were, and that he should study the gross injustices done to the Nationalists by the Stormont regime going back 44 years then he might understand why the I.R.A. had the support they had, and that he should start redressing the injustices - he did nothing!

When Sunningdale broke down and Lord Colville stated in the House of Lords that the British Government would consider any political solution that might be submitted to it - he gave a deadline for the receipt of submissions - the 8th September, 1974.

I submitted ideas on a federal type solution using the Rockall and the Rockall Plateau as a catalyst in a political/economic arrangement.

I went over to Darlington to see if my submission was on the Darlington Conference Agenda - I discovered it wasn't!!

Three months later Lord Whitelaw, who was the British Governments Northern Ireland Secretary at that time, admitted to me, on an R.T.E. radio phone-in programme, that the reason my submission was not on the Darlington Agenda was because my views interfered with the British Constitutional position - which is that "Northern Ireland is an integral part of the U.K." I told him Lord Colville did not put any conditions on his offer.

Another point. Why did the British Government pass an Act of Parliament which says in effect - what was part of Ulster is now part of Scotland? The Island of Rockall Act 1972.

The nearest mainland landmark is Donegal, Inverness in Scotland is 30km further away!

Iceland has claimed an interest in Rockall, so has Denmark.

/contd....



The Irish Government has not lodged a legal claim - all it has said is that it does not recognise the English Government's claim.

The reason is the British Government knows the Northern tragedy has got to be solved politically, and it does not want the Unionists and Loyalists to have a legal claim on the ownership of the oil and minerals of the North Atlantic!

Strong evidence of oil was discovered in the late 1960's, in the Rockall Plateau, over "an area of 40,000sq.km. 2km deep".

Rockall and the Rockall Plateau is geographically part to County Donegal and the Republic of Ireland and it could be used as a catalyst toward solving the Northern Ireland tragedy, in some form of a federal solution in a political-economic settlement.

Alderman Sean D. Dublin Bay - Rockall talks

An tArdmhéara Ró-Onórach
Seanóir Séan D. Bá Átha Cliath - Rockall O Lachtnáin, B.L.

The Right Honourable The Lord Mayor
Alderman Séan D. Dublin Bay - Rockall Loftus, B.L.

Hon. Legal Advisor: Dublin Bay Preservation Association
Chairman: Ireland's Rockall Trust.



"Job Opportunity with Environmental Responsibility"

Remarks made by the Lord Mayor of Dublin Alderman Seán D. Dublin Bay-Rockall Loftus at the Publicity Club of Ireland's Luncheon, Marelló Room, Jury's Hotel, Friday 23rd February 1996, where he was guest speaker.

His principal topics were:

- * The Bull Island Causeway 1964-1996; Is it going to be "bridged"? The latest news.
- * Why he added ROCKALL to his legal name.

ROCKALL

In 1978 I happened to buy an English Financial paper where I read that on February 10th 1972 the British Government rushed a single page Bill through its parliamentary procedures, The Island of Rockall Act, that this followed the discovery of oil over an area of 40,000 sq. km. in the Rockall Plateau.

I realised that the British Government was trying to assert ownership of the North Atlantic oil and mineral resources - even though the island of Rockall is nearer to Donegal than it is to Scotland. At International Law the country with the nearest land mass can claim ownership of rocks which are outside territorial waters.

The Irish Government did not claim ownership of Rockall. All it said is that it does not recognise England's claim. Little Iceland, having won the cod war, put in a claim, so did Denmark!

So I decided to change my name by Deed Poll once again and add Rockall to it. I did this as a P.R. exercise in an effort to get the people to demand that the Irish Government makes a legal claim to Rockall.

Rockall and the Rockall Plateau could be used as a catalyst toward resolving the Northern Ireland tragedy in some form of confederal solution.

We in the Irish Republic have got to admit that Rockall and its plateau is not geographically part of the Province of Connaught, it is geographically part of Ulster, despite the Island of Rockall Act which says it is an integral part of the U.K. and part of Inverness in Scotland.

Northern Unionists are reputed to be hard-headed business people. It is in their interests to be supporting an Irish Government's legal counter-claim.



NSC

With the compliments of The Rt. Hon. The Lord Mayor of Dublin



President Clinton and Hilary Rodham Clinton enjoying a remark by the Lord Mayor of Dublin Alderman Sean D. Dublin Bay-Rockall Loftus who was conferring the Honorary Freedom of Dublin City on President Clinton - 1st December, 1995.

February 1996

The Mausoleum House
Dawson Street
Dublin 2.
Ireland

To President Clinton & Hilary Rodham Clinton

Roll on to Victory in November 1996

Albionian Sean D. Dublin Bay - Rockall Fogus
Lord Mayor of Dublin.

THE WHITE HOUSE

WASHINGTON

96 APR 23 PM 10:36

April 22, 1996

163012
PEN

OK for sign
per H. H.

C
/

MEMORANDUM FOR THE PRESIDENT

FROM: SUSAN BROPHY *SB*

SUBJECT: CONGRESSIONAL CORRESPONDENCE

Attached for your signature is a thank you to Rep. Sherwood Boehlert (R-NY) for his work on securing passage of H.R. 2854, the Federal Agriculture Improvement and Reform Act of 1996.

4-24-96

THE WHITE HOUSE

WASHINGTON

Dear Representative Boehlert:

Thank you for your leadership in securing passage of H.R. 2854, the Federal Agriculture Improvement and Reform Act of 1996.

The provisions contained in this statute pertaining to conservation, rural development and research will undoubtedly benefit the American farmer. You can take pride in your role in ensuring the enactment of this important measure.

Please accept the enclosed signing pen and copy of the bill as a token of my appreciation.

Sincerely,

The Honorable Sherwood L. Boehlert
House of Representatives
Washington, D.C. 20515



EXECUTIVE OFFICE OF THE PRESIDENT
COUNCIL ON ENVIRONMENTAL QUALITY
WASHINGTON, D.C. 20503

162717

April 22, 1996

96 APR 22 P8:56

MEMORANDUM FOR THE PRESIDENT

FROM: KATHLEEN A. MCGINTY *Richards for*
CC: LEON PANETTA
RE: CEQ WEEKLY REPORT

FY 1996 BUDGET NEGOTIATIONS

Last week the Vice President reaffirmed your opposition to the Republican's anti-environmental riders in the FY 1996 Omnibus Appropriations bill at a press conference. with Senator Tom Daschle (D-SD) and Congressman Richard Gephardt (D-MO) at the event.

Republicans have expressed a willingness to increase the EPA budget beyond the \$727 million that the Senate already added back. (The Administration originally requested an addback of \$966 million). However, they have shown little inclination to remove the riders. As a result, pressure is building to split-off the Interior Appropriations part of the bill (which contains most of the troublesome riders except for the EPA wetlands rider) and to agree to sign the rest of the bill into law.

LETTER TO GOP LEADERSHIP

Forty-one Senate Democrats sent a letter dated April 18, 1996 to Senator Robert Dole (R-KS) and Speaker Newt Gingrich (R-GA) stating they will oppose any legislation that rolls back existing environmental and health and safety protections. I have attached the letter for your review.

ANS EXPORTS

Under legislation you signed last November, the NEC and CEQ have led a final interagency review of environment, energy and economic effects of the proposed exports of Alaskan North Slope (ANS) crude oil. This report will be submitted to you this week in time to meet the April 28th statutory deadline and will address what conditions should be attached to the proposed exports. Among the issues that will be addressed in the report is protection for Alaskan waters and the Aleutian Islands. In addition, the report addresses the concerns raised the State of Washington and Senator Patty Murray's (D-WA) view that current tanker escort and emergency response regulations should be expanded to provide broader coverage of Seattle-area waters.

U.S. - CANADA SALMON TALKS

The government of British Columbia (BC), in tandem with the province's commercial and sport fishing interests, is mounting a very intense campaign to force the Canadian federal government into direct conflict with the U.S. over the stalled west coast salmon talks.

BC Premier Glen Clark held a press conference Friday at which he released a letter to the Prime Minister demanding that the federal government to cancel a bilateral agreement allowing U.S. nuclear submarines to use a testing range at Nanoose Bay on BC's Inside Passage, increase entry requirements for all U.S. fishing boats by imposing entry fees or conducting boardings and strict safety and customs inspections, and require binding arbitration of the salmon allocation dispute.

Throughout the week, fishery industry leaders in BC staged rallies and press events to disparage the Canadian federal government's efforts to restrict U.S. (mainly Alaskan) catch of Canadian salmon.

Clearly, the pressure is on Ottawa to do something substantial to show resolve. The U.S. negotiators have been so far unable to resolve internal disagreements between the Oregon and Washington delegations and the Alaskans. Alaska is holding out for significantly higher catches (and interceptions of Canadian fish) than is desired by the U.S. south or the Canadians.

WILDLIFE REFUGE LEGISLATION

Congressman Don Young (R-AK) intends to bring his wildlife refuge legislation to the floor this week. The bill is being supported by the NRA, some hunting and gun owner organizations, and Congressman John Dingell (D-MI). The bill has no support from the mainstream conservation community or the environmental groups.

CEQ is working with Legislative Affairs, Department of the Interior and stakeholder groups to tailor a floor strategy that will minimize and undermine any allegations that the Administration is "anti-hunting" while not ceding any ground that would outrage the environmental community. The Executive Order you signed earlier this year on wildlife refuge management is serving as the rallying point for opponents of the Young bill.

United States Senate

WASHINGTON, DC 20510

April 18, 1996

The Honorable Robert Dole
Senate Majority Leader
United States Senate
Washington, D.C. 20510

The Honorable Newt Gingrich
Speaker of the House
United States House of Representatives
Washington, D.C. 20515

Dear Senator Dole and Speaker Gingrich:

For more than two decades, we have seen a remarkable bipartisan consensus on protecting the environment. As a consequence of this broad agreement, today we breathe cleaner air, drink cleaner water, and live and work in safer communities.

Unfortunately, during the course of this Congress we have faced numerous proposals to roll back the environmental and health and safety protections in which American families depend. We have seen bills that would broadly attack existing health and safety protections, bills to repeal the 1990 amendments to the Clean Air Act, bills that would roll back water quality standards and weaken enforcement of clean water laws, bills that would slow down and often stop cleanup of hazardous waste sites, and even bills to eliminate community right-to-know protections. Congressional consideration of these proposals has been divisive, time-consuming, and ultimately unproductive.

We have a responsibility to the American people to protect the quality of the air and water, to preserve our natural resources, and to advance the safety of our communities through cleanup of hazardous wastes. In keeping with that responsibility, we will steadfastly oppose efforts to bring back legislative proposals to weaken environmental protections in the remaining weeks and months of this Congress. Specifically, we will oppose and prevent passage of any legislation that would directly or indirectly:

- o repeal or dramatically weaken Clean Air Act safeguards;
- o weaken standards for safe drinking water or relax controls on industrial polluters;
- o slow down or stop efforts to clean-up hazardous waste sites;
- o weaken community right-to-know laws such as the Toxic Release Inventory;
- o abolish protection for endangered species;
- o broadly cripple enforcement of environmental laws;

Furthermore, we will continue to insist that there be adequate funding for the Environmental Protection Agency and other agencies with environmental missions.

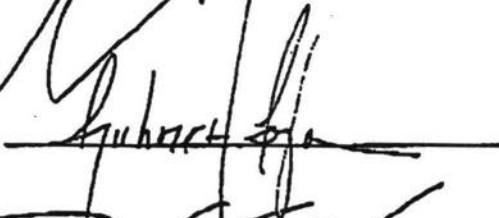
(More)

The Honorable Robert Dole
The Honorable Newt Gingrich
Environmental Letter
April 18, 1996

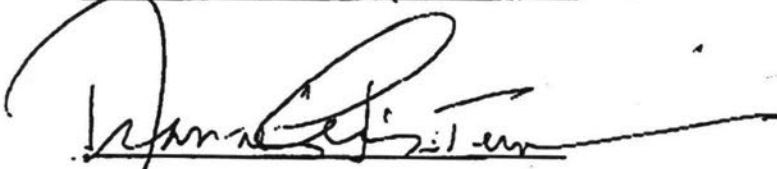
Next Monday, we mark the 26th Earth Day, to celebrate the progress we have made in protecting our air, our water and our neighborhoods for our children and future generations. As we celebrate this anniversary, we hope we can put behind us the extreme proposals offered earlier in this Congress, and return to the bipartisan tradition of working together to advance protection of the environment. In this way, we will fulfill our responsibility to the American people.

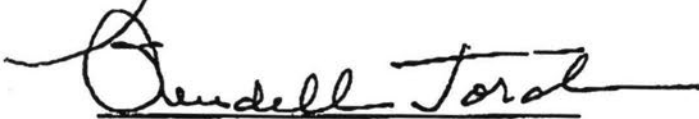
Sincerely,


Tom Vucan

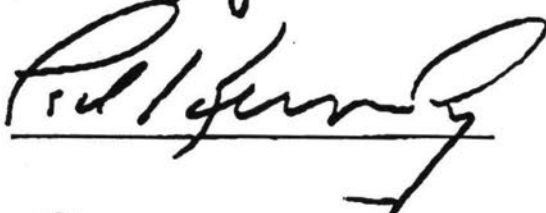

Robert Dole


Bob Crutcher


James E. Cooper

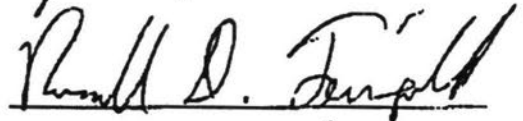

Wendell Toral


Muffin

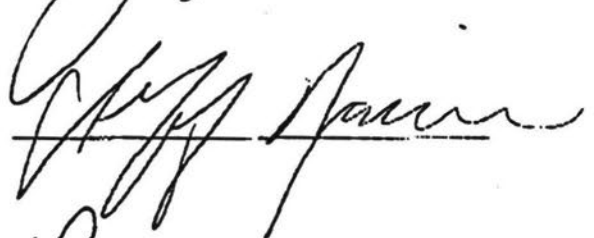

Paul Gurney

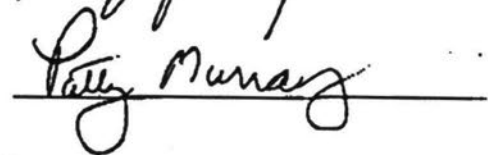

Paul Wellstone


Harry Reid


Ron D. Fung

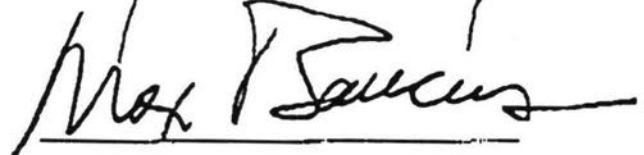

J. Phil


Jeff Spurr


Patty Murray


David L. Bonior


John F. Kerry


Max Baucus

The Honorable Robert Dole
The Honorable Newt Gingrich
Environmental Letter
April 18, 1996

Frank R. Lautenberg

Barack

Jay Byrnes

John Glenn

Ron Wyden

Chris Dodd

Ed Kennedy

Chuck Robb

Carl Levin

Peter Levin

Herb Kohl

Chas. E. Schumer

Al Franken

Wally

Paul Sarbanes

Dale Bumpers

Robert C. Byrd

Jim Bunning

The Honorable Robert Dole
The Honorable Newt Gingrich
Environmental Letter
April 18, 1996

Tom Harkin

Byron L. Soyars

Handwritten signature

Joe Biden

Wendell P. Rogers

163006

THE WHITE HOUSE

WASHINGTON

April 22, 1996

X

MEMORANDUM FOR THE PRESIDENT

FROM: SUSAN BROPHY *gm*

SUBJECT: CONGRESSIONAL CORRESPONDENCE

Attached for your signature is a letter to Sen. Robert C. Byrd (D-WV) responding to his concerns with the Line Item Veto.

4-24-96

96 APR 23 PM 6:28

PEN

OK dfa
sign. per
H.H.

C/S

THE WHITE HOUSE

WASHINGTON

Dear Senator:

Thank you for writing to express your concerns regarding the line-item veto legislation that I recently signed into law.

I am mindful of your strong, and deeply held convictions on this issue. However, as you know, the line-item veto is something I have consistently supported over the years. I had the authority as a Governor and found it to be a useful tool for controlling the budget. I am pleased that S. 4, which delegates authority to cancel certain discretionary and direct spending in addition to limited tax benefits, is now law.

I must respectfully disagree with your concerns about the effect of this legislation on the constitutional balance of powers. While the Line Item Veto Act delegates to the President a useful measure of cancellation authority, that delegation has been carefully limited by the very specific definitions of spending and tax benefits, as well as expedited procedures for consideration of disapproval legislation. Moreover, the carefully defined cancellation authority is a practical and principled means of serving the constitutional balance of powers, by redressing the modern practice of presenting the President with omnibus legislation.

Thank you again for expressing your concerns to me about this important legislation.

Sincerely,

The Honorable Robert C. Byrd
United States Senate
Washington, D.C. 20510

TED STEVENS, ALASKA
THAD COCHRAN, MISSISSIPPI
ARLEN SPECTER, PENNSYLVANIA
PETE V. DOMENICI, NEW MEXICO
CHRISTOPHER S. BOND, MISSOURI
SLADE GORTON, WASHINGTON
MITCH MCCONNELL, KENTUCKY
CONNIE MACK, FLORIDA
CONRAD BURNS, MONTANA
RICHARD C. SHELBY, ALABAMA
JAMES M. JEFFORDS, VERMONT
JUDD GREGG, NEW HAMPSHIRE
ROBERT F. BENNETT, UTAH
BEN NIGHTHORSE CAMPBELL, COLORADO

ROBERT C. BYRD, WEST VIRGINIA
DANIEL K. INOUE, HAWAII
ERNEST F. HOLLINGS, SOUTH CAROLINA
J. BENNETT JOHNSTON, LOUISIANA
PATRICK J. LEAHY, VERMONT
DALE BUMPERS, ARKANSAS
FRANK R. LAUTENBERG, NEW JERSEY
TOM HARKIN, IOWA
BARBARA A. MIKULSKI, MARYLAND
HARRY REID, NEVADA
J. ROBERT KERREY, NEBRASKA
HERB KOHL, WISCONSIN
PATTY MURRAY, WASHINGTON

J. KEITH KENNEDY, STAFF DIRECTOR
JAMES H. ENGLISH, MINORITY STAFF DIRECTOR

United States Senate

COMMITTEE ON APPROPRIATIONS
WASHINGTON, DC 20510-6025

96 MAR 25 4 9 : 58

March 21, 1996

The President
The White House
Washington, D.C. 20500

Dear Mr. President:

As you are undoubtedly aware, I am unalterably opposed to giving any President the power to rescind portions of spending measures (or their accompanying tables, graphs, or reports) under terms which would require a two-thirds vote of both Houses of Congress to override such rescissions. I believe that enactment of such a measure will do great harm to the constitutional balance of powers, but will result in very little deficit reduction.

It is my understanding that in the very near future, Congress will likely take up an "enhanced rescission bill" such as the one described above. Apparently, earlier in the week, the only questions remaining to be decided by Republican congressional leaders were the effective date of such legislation and to what extent to allow its provisions to apply to tax expenditures. According to press accounts, the effective date under consideration was the earlier of (1) the day after the enactment into law, pursuant to Article I, section 7, of the Constitution of the United States, of an Act entitled "An Act to provide for a seven-year plan for deficit reduction and achieve a balanced Federal budget."; or (2) January 1, 1997. As of this morning, the effective date issue was settled in favor of January 1, 1997.

In other words, the Republican congressional leadership wants to deprive you of the ability to use such enhanced rescission authority until January 1, 1997 (presumably after enactment of the fiscal year 1997 appropriation acts). Furthermore, I understand that modifications to the conference agreement are still being made to ensure that the Executive will not have the ability to rescind tax expenditures, unless specifically provided such authority in any tax measure.

CBS/5

While I recognize and respect your affinity for some form of so-called line-item veto, I nevertheless strongly urge you to oppose this blatantly partisan approach being put forth by congressional Republicans. If such a measure is to be enacted by this Congress, surely you agree that it should be made effective immediately upon enactment. Only then can you be certain of having the ability to truly test its effectiveness.

With kind regards, I am

Sincerely,

A handwritten signature in black ink, appearing to read "Robert C. Byrd". The signature is stylized with a large, sweeping initial 'R' and a long, horizontal stroke extending to the right.

Robert C. Byrd

RCB/jem

THE WHITE HOUSE

WASHINGTON

April 23, 1998 98 APR 23 09:07

PEN 163013

MEMORANDUM FOR THE PRESIDENT

FROM: SUSAN BROPHY *SB*
SUBJECT: CONGRESSIONAL CORRESPONDENCE

4-24-98

*OK for sign
per H.H.*

C
5

Attached for your signature are the following Congressional letters:

- 1) Rep. John Lewis (D-GA), thanking him for his leadership in securing passage of S. 1494, the Housing Opportunity Program Extension Act of 1995;
- 2) Sen. Frank Lautenberg (D-NJ), thanking him for his leadership in securing passage of H.R. 927, the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996;
- 3) Rep. Ben Cardin (D-MD), Rep. John Spratt (D-SC), Sen. Don Nickles (R-OK), Rep. Gerald Solomon (R-NY), and Rep. Porter Goss (R-FL), thanking them for their leadership in securing passage of S. 4, the Line Item Veto Act.

THE WHITE HOUSE

WASHINGTON

Dear John:

Thank you for your leadership in securing passage of S. 1494, the Housing Opportunity Program Extension Act of 1995. You can take pride in your role in ensuring the enactment of this important measure designed to facilitate affordable home purchase for those in great need.

Please accept the enclosed signing pen as a token of my appreciation.

Sincerely,

The Honorable John Lewis
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear Senator Lautenberg:

Thank you for your leadership in securing passage of H.R. 927, the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996. You can take pride in your role in ensuring the enactment of this important measure.

Please accept the enclosed signing pen and copy of the bill as a token of my appreciation.

Sincerely,

The Honorable Frank R. Lautenberg
United States Senate
Washington, D.C. 20510

THE WHITE HOUSE
WASHINGTON

Dear Ben:

Thank you for your leadership in securing passage of S. 4, the Line Item Veto Act.

I am pleased that S. 4, which permits the President to cancel certain discretionary and direct spending in addition to limited tax benefits, is now law. You can take pride in your role in ensuring the enactment of this important measure.

Please accept the enclosed signing pen and copy of the bill as a token of my appreciation.

Sincerely,

The Honorable Benjamin L. Cardin
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear John:

Thank you for your leadership in securing passage of S. 4, the Line Item Veto Act.

I am pleased that S. 4, which permits the President to cancel certain discretionary and direct spending in addition to limited tax benefits, is now law. You can take pride in your role in ensuring the enactment of this important measure.

Please accept the enclosed signing pen as a token of my appreciation.

Sincerely,

The Honorable John M. Spratt, Jr.
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE
WASHINGTON

Dear Senator Nickles:

Thank you for your leadership in securing passage of S. 4, the Line Item Veto Act.

I am pleased that S. 4, which permits the President to cancel certain discretionary and direct spending in addition to limited tax benefits, is now law. You can take pride in your role in ensuring the enactment of this important measure.

Please accept the enclosed signing pen as a token of my appreciation.

Sincerely,

The Honorable Don Nickles
United States Senate
Washington, D.C. 20510

THE WHITE HOUSE

WASHINGTON

Dear Mr. Chairman:

Thank you for your leadership in securing passage of S. 4, the Line Item Veto Act.

I am pleased that S. 4, which permits the President to cancel certain discretionary and direct spending in addition to limited tax benefits, is now law. You can take pride in your role in ensuring the enactment of this important measure.

Please accept the enclosed signing pen as a token of my appreciation.

Sincerely,

The Honorable Gerald B.H. Solomon
Chairman
Rules Committee
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear Representative Goss:

Thank you for your leadership in securing passage of S. 4, the Line Item Veto Act.

I am pleased that S. 4, which permits the President to cancel certain discretionary and direct spending in addition to limited tax benefits, is now law. You can take pride in your role in ensuring the enactment of this important measure.

Please accept the enclosed signing pen and copy of the bill as a token of my appreciation.

Sincerely,

The Honorable Porter Goss
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

April 23, 1996

MR. PRESIDENT:

The attached memo from Tony Lake seeks your approval of an Administration response to the Aspin-Brown Report on Role and Capabilities in the Intelligence Community. The response is based on John Deutch's views, modified in some cases by NSC. **Tony is seeking your approval ASAP this morning because Deutch is planning to hold a press conference at 1:30 pm today in the OEOB to announce Administration's response.**

The memo reviews a dozen Aspin-Brown recommendations. In all but one, the NSC recommendation is concurred upon within the Intelligence Community.

The one area of disagreement concerns whether the DCI should have concurrence or just consultation authority on certain Intelligence Community appointments. Brown proposed DCI *concurrence* in the Secretary of Defense's recommendations for Directors of NSA, NRO, NIMA (National Imagery and Mapping Agency); but only *consultation* in appointments of DOD Director of DIA; State Assistant Secretary for Intelligence and Research; and FBI Assistant Director for National Security. **Deutch believes he should have concurrence authority for all of these. Other agency heads disagree, but Tony agrees with Deutch -- saying that if we are creating a national community, the DCI needs an integral role in creating the team.**


Todd Stern

THE WHITE HOUSE

WASHINGTON

April 22, 1996

96 APR 22 P4:26

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM: ANTHONY LAKE ✓

SUBJECT: Response to the Aspin-Brown Commission Report

Purpose: To determine the Administration's response to the Aspin-Brown Report and to approve a broader Administration intelligence initiative.

Background: You met with Harold Brown on March 1 to receive his Report on the Roles and Capabilities of the U.S. Intelligence Community (IC). You asked John Deutch to prepare the Administration response.

John's response is at Tab A. He adopts most of the major Brown recommendations but modifies several to strengthen them or to recognize work completed during or after the report was prepared. He also recommends a major personnel initiative, which goes beyond the Aspin-Brown recommendations. We can accomplish most of the proposals by agency or Presidential directive. Some will require legislation. John's key recommendations are recapped below with NSC staff modifications where appropriate. John concurs in this approach.

Establish a Committee on Foreign Intelligence: A Principals Committee chaired by the National Security Advisor, including State, Defense, Justice, the DCI and JCS to meet semi-annually on intelligence issues and long-term priorities. (Executive Order/PDD)

Establish a Consumers Committee: A Deputies Committee chaired by the Deputy National Security Advisor, with the above agencies and representatives of key IC producers and consumers, meeting monthly on customer requirements and product quality. (Executive Order/PDD)

Establish a Global Crime Committee: John originally proposed a State-Justice co-chair, but he and I now agree that we should retain the PDD-42 structure which you approved on October 21, 1995, which coincides with Brown's recommendation. This involves

cc: Vice President
Chief of Staff

NSC-chaired principals and deputies committees and preserves the delicate balance between Justice and Treasury. (No additional action necessary, already established by PDD-42)

Global Crime Spokesperson: John's memo to you recommends that you designate the Attorney General as the principal Executive Branch spokesperson on global crime. The Secretary of State disagrees and would prefer to be designated co-spokesperson or have none designated. In deference to Chris, John now withdraws his recommendation and agrees to having no designated spokesperson. I concur. (Executive Order/PDD)

Intelligence Relationship with Law Enforcement: The existing CIA-Justice co-chaired Intelligence and Law Enforcement Policy Board would resolve the knotty issues which Brown raised. (In process)

Increase the Number of DCI Deputies: Upgrade the Executive Directors for CIA and Intelligence Community Affairs to confirmation positions as DCI Deputies in addition to the existing Principal Deputy. Brown recommended only a Principal Deputy for the Intelligence Community portfolio and a second Deputy for CIA. I agree with John. We need both positions upgraded; otherwise the Principal Deputy will be constantly shifting roles between Acting DCI and line manager for IC affairs. (Legislation)

John also wishes to create an Associate Director for International Support for issues concerning diplomacy and international cooperation. (Agency Directive)

DCI Consultation or Concurrence in IC Appointments: This issue represents the only major disagreement within the Intelligence Community. Brown proposed DCI concurrence in the Secretary of Defense's recommendation to you on the Directors of the National Security Agency (NSA), the National Reconnaissance Office (NRO) and the Central Imagery Office (CIO) or its successor, the National Imagery and Mapping Agency (NIMA); and consultation in the appointments of the DOD Director of the Defense Intelligence Agency (DIA), the State Assistant Secretary for Intelligence and Research (INR) and the FBI Assistant Director for National Security (NS). John believes he should have concurrence authority for all the appointments, but all other agency heads disagree. (The one exception is that Bill Perry agrees to DCI concurrence on the NIMA appointment.) Consequently he recommended the status quo to keep the peace.

I believe, however, that John's original instinct is correct. All these positions are part of your national Intelligence Community. If it is to be a national community, then the DCI needs an integral role in creating the team. If we wish to

emphasize John's role as the Director of Central Intelligence rather than simply the head of CIA, then John needs a stronger relationship with the entire community. Should you choose this course of action, I will need to confer with Bill, Chris, Janet and Louis Freeh before any announcement, since we will need their full support. (Executive Order/Legislation)

Rightsizing the Workforce: Brown recommended a one-time "rightsizing" of intelligence agencies if any desire to cut their workforce by ten percent. John feels the Brown proposal is too inflexible, focusing only on a large one-time reduction and not the broader skill mix problem. He and DOD prefer a flexible authority for selective downsizing.

The above authorities would be coupled with a major IC personnel reform: recruitment, training, rotational assignments and easier personnel movement between agencies. The associated legislation and agency directives are nearing completion. John sees this as his most significant recommendation, recognizing the legislative elements are unlikely this year. (Legislation and Agency Directives)

Military Intelligence: Transfer DIA's clandestine recruitment of human sources to CIA, with the details still to be completed. (Secretary of Defense and DCI action)

Budget Disclosure: Make public the total appropriation for intelligence. No more than the bottom line figure should be disclosed. (Legislation)

The DCI's memo does not address two major Brown proposals.

Dual-hatting the DOD Directors of NSA and NIMA as Associate Directors of Central Intelligence: John believes his concurrence in appointing these two Directors is more important. There are also serious problems in placing individuals in two separate chains of command. (No action)

Instituting a two-year fixed term for the proposed Deputy DCI for CIA, renewable up to three times: Brown intended to provide continuity in CIA leadership and to suggest the possibility of a career CIA incumbent, as with the JCS Chairman. Without ruling out career appointments, John believes that a new President and a new DCI should be able to choose a new team. I agree. (No action)

Other topics were also studied by Brown. (A summary of the IC response to the entire Report is at Tab B.) They include improving intelligence analysis, creating a better budget analysis capability and establishing clear guidelines for

reporting information to senior officials. These matters will be implemented at lower levels within the Intelligence Community.

Following your approval of the above program, we will prepare a Presidential announcement and the appropriate documents for your signature. We will then complete the necessary legislative proposals and submit them to the Hill. John will ensure that those actions to be carried out within the Intelligence Community are completed. In addition, John and others in the Intelligence Community will be called to testify on the Hill on the Aspin-Brown Report and other Congressional proposals on intelligence legislation. This Administration position will form the basis of our response.

RECOMMENDATION:

That you approve the above response to the Aspin-Brown Commission Report and our broader Administration intelligence initiative.

Approve _____

Disapprove _____

Attachments

Tab A Memo from John Deutch

Tab B Summary of the IC Response to the Brown Report

TAB A



THE DIRECTOR OF CENTRAL INTELLIGENCE
WASHINGTON, D.C. 20505

5 April 1996

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Intelligence Community Response to the Aspin-Brown
Commission and Recommendations for an Administra-
tion Initiative

At your instruction, I have considered the Aspin-Brown Commission report on "The Roles and Capabilities of the US Intelligence Community," and I am proposing in this memorandum a suggested Administration course of action. What follows is based closely on the advice of a working group composed of Department of Defense, Central Intelligence Agency, and National Security Council representatives for this purpose and my close consultation with the Departments of State and Justice on how best to proceed.

In general, there is considerable support for the Commission's findings and recommendations although, in most instances, the Intelligence Community suggests modified versions of the implementing actions. I have discussed these differences with Harold Brown, who does not view them as central and (even though he would choose the Commission's version in some cases) supports the conclusions presented below.

I propose that you take initiatives, based on the Aspin-Brown report, to strengthen US intelligence during the next decade. The initiatives include both legislative changes and changes which can be accomplished by executive order. I outline below the principal elements of this initiative.

There are two important reasons for undertaking this initiative now. First, it responds to many, but not all, of the sensible recommendations of the Aspin-Brown Commission that we all agree will strengthen the efficiency and focus of the Intelligence Community. Second, an Administration position likely will influence greatly the course of, or stop the progress on much more dramatic, reorganization legislation under preparation by the House Permanent Select Committee on Intelligence. For example, the House Committee proposes to establish a new agency for all technical intelligence collection, a new technology development office, and a new agency for clandestine human collection. We all agree these proposals do not address current needs and indeed would not improve performance of the Intelligence Community in the near term.

Here are the principal elements of the proposed initiative:

Need for improved policy guidance:

1. Establish a Committee on Foreign Intelligence, as recommended by the Commission, chaired by the National Security Advisor, including the Director of Central Intelligence, the Secretaries of Defense and State (The Commission had recommended the Deputy Secretaries of these departments.), the Attorney General, and the Chairman of the Joint Chiefs of Staff, to meet semi-annually to discuss key intelligence issues and long-term priorities. (by executive order)
2. Establish a Consumers Committee, as recommended by the Commission, that would take over the responsibilities currently performed by the PDD-35 interagency working group. The Consumers Committee, chaired by the Deputy Assistant National Security Advisor, would include deputies of the Committee on Foreign Intelligence members plus representatives of other principal intelligence producers and consumers, and would meet monthly to provide guidance to the Intelligence Community on customer requirements and product quality. (by executive order)

Need for a coordinated response to global crime:

3. Principal Spokesperson. We agree with the Commission recommendation that the Attorney General should be the principal spokesman on law enforcement issues and global criminal matters. (by Presidential designation)
4. Establish a Global Crime Committee, as recommended by the Commission, co-chaired by the Deputy Secretary of State and Deputy Attorney General (not the National Security Advisor, as the Commission suggested), who share the formal responsibility and control the resources directed at this problem, reporting to the National Security Council on needs, priorities, and activities in the areas of international crime, counter narcotics, and international terrorism. (by executive order)
5. Intelligence Relationship with Law Enforcement. The already existing Intelligence and Law Enforcement Policy Board, co-chaired by the Deputy Director of Central Intelligence and the Deputy Attorney General, would be responsible for considering the changes in the relationship between the law enforcement and intelligence communities proposed by the Aspin-Brown Commission. Much progress has already been made. (no additional action)

Organizational Arrangement of the Intelligence Community:

6. Increase the number of DCI Deputies. I believe that a better structure than the Commission's suggestion of two deputies in place of one is to maintain the current structure with a single principal deputy and to create two additional deputies, one fulfilling the duties now performed by the Executive Director of the CIA and the other those now performed by the Executive Director for Intelligence Community Affairs. Both would be Presidential appointees and require Senate confirmation. This meets the Commission's recommendation to elevate the status of both positions. (by legislation)

At the same time, I propose to establish an Associate Director for International Support. This position would address the Aspin-Brown Commission's wise recommendation that the Intelligence Community pay closer attention to a range of diplomatic support and other international cooperation matters. This position would be a senior point of contact for the Department of State parallel to the position of Associate Director for Military Support which Vice Admiral Denny Blair currently fills for liaison with the Pentagon. (by DCI directive)

7. DCI Consultation or Concurrence in appointments of Intelligence Community. In order to strengthen DCI authorities, the Commission recommended that the DCI concur in the Secretary of Defense's appointment of the Directors of the National Security Agency, the National Reconnaissance Office, and the Central Imagery Office (or a successor National Imagery and Mapping Agency). The Commission recommends that the DCI be consulted in the appointment of the Director of the Defense Intelligence Agency, the Assistant Secretary of State for Intelligence and Research, and the Assistant Director of the FBI for National Security.

This is the only issue where disagreement exists.

I believe that the DCI should concur in the appointments of all these senior intelligence officers. Not surprisingly, the Secretary of Defense, the Secretary of State, the Attorney General and the Director of the FBI offer arguments, many cogent, against broadening the DCI's authority over appointments.

I believe that the best way to proceed is not to go through a lengthy and acrimonious process to reach an Administration position on this matter. The net result is that the *status quo* likely will remain unchanged. My colleagues will be satisfied with this outcome. (no action)

8. Rightsizing the Intelligence Community Workforce. All knowledgeable observers agree that one of the principal challenges for the Intelligence Community is to downsize the workforce and at the same time change and improve the skill mix. The Commission made a tactical judgment that the best chance for obtaining special personnel authority for the Intelligence Community was to seek one-time authority to downsize the civilian work force.

DOD and CIA believe, alternatively, that the Administration should initiate comprehensive Intelligence Community personnel reform combining continuing authority for selective downsizing as well as new opportunities for career development. This is a preferred option from the point of view of what is needed for the long term. We are well along in drafting such comprehensive personnel reform legislation.

Because the chances of passage of such authority this year are remote, we should also submit a request for waiver of the 2% reduction in annuities for early retirements at NSA only. This legislation already has OMB approval. (by legislation)

9. Military Intelligence The Commission makes a number of recommendations for changes in the management of military intelligence. Of most importance is the proposal that DOD's clandestine recruitment of human sources, now carried out by the Defense Humint Service, be transferred to CIA. I believe this recommendation should be accepted. I continue to work with the Secretary of Defense to craft a final proposal. (Secretary of Defense and DCI action)

Another Commission suggestion was the reassignment of the J-2 from DIA to the Joint Staff. The DOD suggests - and I agree - that this be accomplished by a Memorandum of Agreement, which has already been executed. (by Memorandum of Agreement)

10. Space Reconnaissance and Management of Technical Collection - The Commission endorses the continued existence of the National Reconnaissance Office and suggests a comprehensive review of the technological health of the National Security Agency. Most importantly, the Commission endorses the proposal made by Bill Perry, John Shalikashvili, and myself to establish a National Imagery and Mapping Agency (NIMA) to establish a single agency in the DOD to provide, more efficiently, timely imagery products to both national level and military commanders. We propose to include enabling legislation for NIMA (now in the final drafting phase) in the Administration package. (by legislation)

11. Resource Management - The Commission makes a number of recommendations concerning the level of resources for intelligence and for a new budgeting system along the lines of intelligence disciplines. In this area, the Intelligence Community and DOD during the past year have been making progress on a system of programming, planning, budgeting and execution that takes into account the Commission's concerns and additional factors. This system will improve resource allocation and trade-off decisions by intelligence users and we believe it is more useful than "discipline based" budget execution. Nonetheless, the views of the Commission will influence on-going efforts to improve the program-planning-budgeting process of the Intelligence Community. (no action)
12. Budget Disclosure - The Commission recommends the public disclosure of the annual amount appropriated for intelligence purposes. While we believe that this figure would not in itself cause harm, we believe that no more than the bottom line should be disclosed. Accordingly, we suggest that the Congress, not the President, make public the total appropriation for intelligence at the time the appropriations conference report is approved in the Congress. (by legislation)

These recommendations cover the central conclusions of the Aspin-Brown Commission. Other topics are also covered in the report, e.g. international cooperation, improving intelligence analysis. These matters deserve and will receive attention from appropriate elements of the Intelligence Community.

Our proposal is to submit Administration legislation to the Congress that covers:

Intelligence Community organization (DCI deputies);

Personnel Reform;

Establishment of NIMA; and

Budget Disclosure.

We suggest issuance of an executive order or other Presidential directive to establish the NSC level Committees on Foreign Intelligence and Global Crime, and the Intelligence Consumer (PDD-35) Committee, and to designate the Attorney General as principal spokesperson on global criminal matters. These actions are an appropriate response to the Aspin-Brown Commission and an aggressive legislative agenda for this shortened legislative year. The remainder of our recommendations can be implemented at a lower level.

I urge you to announce these proposals publicly and direct their expeditious implementation.

A handwritten signature in black ink, appearing to be 'JD' with a large loop and a trailing flourish.

John Deutch

cc: The Vice President
Secretary of State
Secretary of Defense
Attorney General
Director, Office of Management & Budget
Chief of Staff to the President
National Security Advisor
Chairman, Joint Chiefs of Staff

TAB B

**Informal Summary of Individual Brown Proposals
(as addressed in DCI memo)**

Need to Maintain an Intelligence Capability

Maintain strong intelligence capability. *Agree as stated.*

The Role of Intelligence

Maintain capability for covert action in CIA. *Agree as stated.*

Perform no analysis when answer publicly available. *Not addressed.*

Sustain emphasis on counterintelligence. *Not addressed.*

The Need for Policy Guidance

Create Committee on Foreign Intelligence. *In memo. Agree with formation of Committee, but believe that Principals are the right level participation. Further, the inclusion of the Attorney General and Chairman of the Joint Chiefs of Staff are a must given the interaction of policy, intelligence, law enforcement, and military support.*

Create Consumers Committee. *In memo. Agree as stated. Will subsume PDD-35 Interagency Working Group.*

The Need for a Coordinated Response to Global Crime

Reaffirm multiagency responsibility for global crime. *Not addressed. No obvious need given advances made and activities already underway.*

Establish Global Crime Committee. *In memo. Agree with thrust, however believe that better chaired by Deputy Secretary of State and Deputy Attorney General. This acknowledges their primary role, responsibility, and resources in addressing this issue. In a way, delegates to the closest managerial level.*

Designate AG as single spokesperson. *In memo. Agree as stated.*

Improve the relationship between intelligence and law enforcement. *In memo. Agree with thrust, but no action required. We believe that the existing Intelligence and Law Enforcement Policy*

Board has already, or will soon, address the specific recommendations of the Brown Commission. No need to create new organization or task new work.

Issue EO to clarify that intelligence agencies may collect outside US at request of LEA. See above.

Require GCC to develop information sharing procedures. See above.

Require GCC to develop guidelines for coordination of overseas LE activities. See above.

Require FBI to coordinate LE activities outside the US. Not addressed, inter-Agency responsibility.

Require full notification of Ambassador of LE operations. Not addressed, inter Agency responsibility.

The Organizational Arrangement for the Intelligence Community

Replace DDCI with Deputy for IC and Deputy for CIA. In memo. Agree with thrust of recommendation to elevate the two existing EXDIR positions to Deputy Director level, but believe that there remains a need for a Principal Deputy to "second" the broad responsibilities of the DCI.

Grant DCI concurrence in appointment of D/NSA, D/NRO, and D/CIO. In memo. The DCI agrees, the others don't. The DCI sees this as one way to address the Commission's desire for expanded DCI control/authority over the Intelligence Community. In the end, not worth the fight given how well things are working today.

Require DCI consultation in appointment of Director, DIA...Same as above.

Dual-hats for D/NSA and D/NIMA as ADCIs. Disagree with recommendation. While it is important for the DCI to have a direct role in choosing and managing these individuals, dual-hatting has obvious chain-of-command problems. No support for this recommendation within IC.

Reaffirm DCI responsibility for overall direction of collection of national intelligence through use of human sources. In memo. Agree, with one outstanding issue of DHS.

The Central Intelligence Agency

Institute term limit for DD/CIA. Disagree with recommendation. Although we recognize the benefit of continuity, we believe that the President and the DCI should have the flexibility to appoint the DD/CIA.

Place greater emphasis on identifying and promoting managers. Agree with recommendation, will be addressed in forthcoming personnel reform proposal. CIA human resources system overhaul will directly address this issue.

Place higher priority on training. Agree with recommendation. Will be addressed in forthcoming personnel reform proposal--both Community and CIA.

Establish clear guidelines for passing information to seniors. Not addressed. Internal responsibility.

Move DO officers throughout the Agency. Agree with recommendation, but for all CIA officers. Will be addressed in forthcoming personnel reform proposal.

Maintain a global presence. Not addressed. Disagree with recommendation. Resource constraints preclude this approach. Rather, we will focus on specific hard targets, and develop mechanisms that allow global reach.

The Need for a more Effective Budget Structure and Process

Realign budget for national intelligence along functional lines. In memo. Basically, mission-based approach allows for program planning and resource trade-offs. Discipline-based approach allows for effective execution.

Maintain DCI authority over budgets for small departmental efforts and GDIP. Not addressed, no action required.

Make counterintelligence budget part of NFIP and direct NACIPB to review CI budgets. Not addressed.

Establish a permanent cadre reporting to the DD/IC for analysis and evaluation of all intelligence activities. Not addressed.

Develop a joint DCI/SecDef database of programmatic and resource details of all intelligence activities. Not addressed.

Direct all intelligence agencies to provide budget execution reports to the DCI. *Not addressed.*

Improving Intelligence Analysis

Take more systematic approach to building relationships with key consumers. *Not addressed, working on implementation.*

Better develop skills and expertise of intelligence analysts. *Agree with recommendation, will be addressed in forthcoming personnel reform proposal--both Intelligence Community and CIA.*

Restructure the NIC--use more open source and outside expertise and locate organization outside CIA. *Not addressed, below Presidential threshold. Agree with first part--use of open source and outside expertise--and although not addressed, working on implementation. On relocation, we disagree with necessity of proposal, believe there are other solutions, and have not addressed the issue because it does not warrant Presidential attention.*

The Need to "Right Size," Rebuild Intelligence Community

Enact legislation giving one-time authority to downsize civilian work force. *In memo. Disagree with recommendation. We do not see this as solution to what we believe is largely a skills mix problem. (Not to mention that implementation of the Brown approach seems un-doable.) Will address issue in forthcoming personnel reform proposal. Will however request 2% waiver for NSA only.*

Establish common standards for skills, evaluation systems, allowance and benefits, and personnel and physical security. *Agree with recommendation, will address in forthcoming IC personnel reform proposal.*

Establish cooperative arrangements within IC for recruiting, background investigations, training, and facilities. *Agree with recommendation, will address in forthcoming IC personnel reform proposal.*

Mandate that a tour outside home agency be required for promotion to Senior Executive/Intelligence Service. *Agree with recommendation, will address in forthcoming IC personnel reform proposal.*

Establish a Senior Intelligence Service for the Intelligence Community. *Agree with thrust of recommendation, but IC personnel*

reform proposal will outline different approach to same ends--common standards, criteria, Community officer program.

Military Intelligence

Direct SecDef to undertake comprehensive evaluation of analytical and production organizations within the DOD. Not addressed.

Retain DIA, but reassign J-2 as part of Joint Staff. Agree with thrust of recommendation, but believe that MOU is better solution to coupling of missions than reassignment.

Appoint the ASD/C3I the single systems architect. Not addressed, below Presidential threshold.

Transfer clandestine recruitment of human sources, now carried out by DHS, to CIA. In memo. Still working.

Space Reconnaissance and Management of Technical Collection

Increase international cooperation in space reconnaissance. Not addressed, below Presidential threshold. Will handle internally.

Reexamine shutter control policy. Not addressed, below Presidential threshold. Will handle internally.

Delay endorsement of small satellites. Not addressed, below Presidential threshold. Will handle internally.

Preserve NRO as separate organization, but better coordinate space programs of DOD and IC. In memo. Agree with recommendation as stated.

Support creation of NIMA and concept of JSMB. In memo. Agree with recommendation as stated.

Undertake review of NSA's technological health. Not addressed, below Presidential threshold. Will handle internally.

International Cooperation

Develop strategy for sharing intelligence-derived information in multinational environment. Not specifically addressed. Agree with thrust of recommendation. Our proposal for ADCI/IS will in part

satisfy the Brown Commission's intent. In addition, we already have many efforts underway to address this requirement.

Cost of Intelligence

Direct DCI, SecDef, and OMB to conduct joint analysis of required resources for intelligence. Not specifically addressed, but effort to do this is well underway.

Accountability and Oversight

Issue a new EO governing US intelligence activities. Not addressed.

Disclose total amount of money appropriated for intelligence activities. In memo. Agree with recommendation, but requires legislation to keep us at the top of this slippery slope.

Do not limit terms of House and Senate Intelligence Committee members. No comment.

Charge IOB with reviewing IG. Not addressed, below Presidential threshold.

Maintain PFIAB with focus on long-term. Disagree with recommendation to change focus because PFIAB not populated with individuals with the background and expertise to make strategic recommendations. Keep the PFIAB, but use it on specific, topical issues.

162473

2286

96 APR 22 P4:34

THE WHITE HOUSE

WASHINGTON

98 APR 19 P7:59

April 19, 1996

4/22/96
Returned NSC -
for ed. 13 - C.

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM:

ANTHONY LAKE *HL*
JOHN HILLEY *HL*

SUBJECT:

Response to Helms/Gilman Letter on LIBERTAD

4/22
TORM
for signatures
part 1, 2
S

Purpose

To respond to a letter from Senator Helms and Representative Gilman on the implementation of the LIBERTAD Act.

Background

Senator Helms and Representative Gilman wrote to request consultations between the Congress and the Administration on the implementation of the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act.

The proposed response indicates that you have asked Administration representatives to be in contact with interested staff members.

RECOMMENDATION

That you sign the attached responses at Tabs A and B.

Attachments

Tab A Response to Senator Helms
Tab B Response to Representative Gilman
Tab C Incoming Correspondence

cc: Vice President
Chief of Staff

Clinton Presidential Records Digital Records Marker

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Divider Title: **TAB A.**

THE WHITE HOUSE

WASHINGTON

Dear Mr. Chairman:

Thank you for your letter concerning the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act.

I share your desire to see that the Act is effectively implemented in accordance with Congress' intent. Representatives from all concerned agencies have been working together diligently to that end. While the Act presents complex procedural and legal issues, I am confident that we soon will be in a position to implement its provisions. I look forward to close cooperation with the Congress during the this process.

Once again, thank you for your interest in this matter.

Sincerely,

The Honorable Jesse Helms
United States Senate
Washington, D.C. 20510

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Divider Title: **TAB B.**

THE WHITE HOUSE

WASHINGTON

Dear Mr. Chairman:

Thank you for your letter concerning the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act.

I share your desire to see that the Act is effectively implemented in accordance with Congress' intent. Representatives from all concerned agencies have been working together diligently to that end. While the Act presents complex procedural and legal issues, I am confident that we soon will be in a position to implement its provisions. I look forward to close cooperation with the Congress during this process.

Once again, thank you for your interest in this matter.

Sincerely,

The Honorable Jesse Helms
United States Senate
Washington, D.C. 20510

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Divider Title: **TAB C.**

2286

Congress of the United States
Washington, DC 20515

March 27, 1996

The President
The White House
Washington, D.C. 20500

Dear Mr. President:

Now that the Administration and the United States Congress have joined together in enacting the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996 (Public Law 104-114), it is imperative that we continue to work together in making certain that the law is fully and effectively implemented.

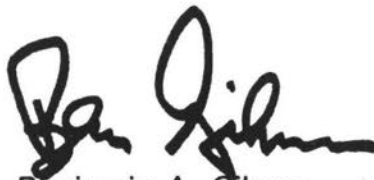
As Chairmen of the House and Senate committees having responsibility for oversight of the implementation of the LIBERTAD Act, we are eager to begin the consultation process with the Executive Branch to ensure that the LIBERTAD Act's legislative intent is properly interpreted and fully carried out.

These consultations should begin promptly, and should include (1) representatives of the Office of Foreign Assets Control of the Department of the Treasury charged with the responsibility for development of the regulations necessary to implement and enforce the current embargo, (2) the Department of State, (3) the Department of Justice, and (4) the U.S. Agency for International Development.

We have directed our respective staffs to work with those to whom you delegate this responsibility.

Kindest regards.

Sincerely,



Benjamin A. Gilman
Chairman
Committee on International Relations
House of Representatives



Jesse Helms
Chairman
Committee on Foreign Relations
U.S. Senate

NSC

THE WHITE HOUSE

WASHINGTON

April 3, 1996

MEMORANDUM FOR ANDREW SENS
NSC Executive Secretariat

FROM: SUSAN BROPHY 
SUBJECT: Presidential Correspondence

Attached are copies of letters sent to the President from various members of Congress. Since these letters address national security issues, we would appreciate your assistance in drafting a response.

Thank you very much for your assistance. If you have any questions, please feel free to call Jocelyn Jolley at x7500.

The following is a brief description of these letters:

- 1) Rep. David E. Skaggs (D-CO), requesting the President contact the President of the United Arab Emirates on behalf of Mr. D. Wilson Robinson;
- 2) Rep. Frank Pallone, Jr. (D-NJ), Rep. John Edward Porter (R-IL), and twenty-five others, concerning the U.S. role in negotiations between the Nagorno-Karabagh Republic and Azerbaijan;
- 3) Rep. Tim Roemer (D-IN), Rep. Gerald B.H. Solomon (R-NY, and ten others, concerning the war between Russia and Chechnya;
- 4) Rep. Benjamin A. Gilman (R-NY), Rep. Henry H. Hyde (R-IL), and Rep. William F. Clinger (R-PA), concerning an investigation into reports that the President and Boris Yeltsin have reached a deal to support one another's reelection;
- 5) Rep. Christopher H. Smith (R-NJ), requesting the President visit Alexander Ogorodnikov's "Christian Mercy Society," a soup kitchen and shelter in Moscow, while in Russia;
- 6) Rep. Benjamin A. Gilman (R-NY) and Sen. Jesse Helms (R-NC), concerning the implementation of the Cuban Liberty and Democratic Solidarity Act (LIBERTAD); and
- 7) Rep. Patrick J. Kennedy (D-RI), Rep. Tom Lantos (D-CA), and four others, concerning the reburial of Croatian

Fascists in a cemetery occupied by victims of the
Holocaust.

162969

THE WHITE HOUSE
WASHINGTON

April 23, 1996

OK ba sign.
per Phil
C
/5

MEMORANDUM FOR THE PRESIDENT

FROM: KITTY HIGGINS
Assistant to the President and
Secretary to the Cabinet

STEPHEN B. SILVERMAN
Deputy Assistant to the President and
Deputy Secretary to the Cabinet

SUBJECT: FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)
RECOMMENDATION THAT THE PRESIDENT DECLARE A
MAJOR DISASTER FOR THE STATE OF ARKANSAS

At midnight on April 21, 1996, and continuing into the morning of April 22, 1996, tornadoes hit the Fort Smith area (Sebastian County), creating extensive damage. The tornadoes and severe weather caused significant damage in Crawford and Sebastian Counties. On April 23, Governor Jim Guy Tucker verbally requested an expedited major disaster declaration for the two affected counties. The situation is of such severity and magnitude that effective response is beyond the capabilities of the State and local governments, and supplemental Federal assistance is necessary. In the event of a declaration, FEMA intends to designate Sebastian and Crawford Counties with Individual Assistance. Reimbursement for debris removal and emergency protective measures under the Public Assistance program will be provided to Sebastian and Crawford Counties. Other assistance under Public Assistance and/or Hazard Mitigation may be provided at a later date if warranted following the completion of the joint damage assessments. FEMA recommends that the Governor's request for a major disaster declaration for Sebastian and Crawford Counties be granted.

The attached declaration letters to James Lee Witt, the Director of FEMA, and Governor Tucker declare a major disaster for State of Arkansas.

Recommendation:

That you sign the letters and declare a major disaster in Arkansas.

Attachments:

Declaration Letter

Letter to the Governor

THE WHITE HOUSE

WASHINGTON

The Honorable James L. Witt
Director
Federal Emergency Management Agency
Washington, D.C. 20472

Dear Mr. Witt:

I have determined that the damage in certain areas of the State of Arkansas resulting from severe storms and tornadoes on April 21-22, 1996, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act ("the Stafford Act"). I, therefore, declare that such a major disaster exists in the State of Arkansas.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Individual Assistance in the designated areas. Further, you are authorized to provide reimbursement for debris removal and emergency protective measures under the Public Assistance program. Other assistance under Public Assistance or Hazard Mitigation may be added at a later date, if warranted. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance or Hazard Mitigation will be limited to 75 percent of the total eligible costs.

Sincerely,

THE WHITE HOUSE

WASHINGTON

The Honorable Jim Guy Tucker
Governor of Arkansas
250 State Capitol
Little Rock, Arkansas 72201

Dear Governor Tucker:

As requested, I have declared a major disaster under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (the Stafford Act) for the State of Arkansas due to damage resulting from severe storms and tornadoes on April 21-22, 1996. I have authorized Federal relief and recovery assistance in the affected area.

Individual Assistance will be provided. Reimbursement for debris removal and emergency protective measures under the Public Assistance program will be provided. Other assistance under Public Assistance or Hazard Mitigation may be added at a later date, if warranted. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance and Hazard Mitigation will be limited to 75 percent of the total eligible costs in the designated areas.

The Federal Emergency Management Agency (FEMA) will coordinate Federal assistance efforts and designate specific areas eligible for such assistance. The Federal Coordinating Officer will be Mr. Graham Nance of FEMA. He will consult with you and assist in the execution of the FEMA-State Disaster Assistance Agreement governing the expenditure of Federal funds.

Sincerely,

162970

THE WHITE HOUSE
WASHINGTON

April 23, 1996

OK for
sign. per
Phil
4/3

MEMORANDUM FOR THE PRESIDENT

FROM:

KITTY HIGGINS *Kitty*
Assistant to the President and
Secretary to the Cabinet

STEPHEN B. SILVERMAN *SB*
Deputy Assistant to the President and
Deputy Secretary to the Cabinet

SUBJECT:

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)
RECOMMENDATION THAT THE PRESIDENT DECLARE A
MAJOR DISASTER FOR THE STATE OF ILLINOIS

Tornadoes and severe storms moved throughout the State of Illinois on April 18-19, 1996, causing damage in 31 Counties. On April 23, Governor Jim Edgar requested a major disaster declaration for two counties. The situation is of such severity and magnitude that effective response is beyond the capabilities of the State and local governments, and supplemental Federal assistance is necessary. In the event of a declaration, FEMA intends to designate Individual, Public and Hazard Mitigation Assistance for Champaign and Macon Counties. Additional areas may be designated at a later date, if warranted. FEMA recommends that the Governor's request for a major disaster declaration for the designated counties be granted.

The attached declaration letters to James Lee Witt, the Director of FEMA, and Governor Edgar declare a major disaster for State of Illinois.

Recommendation:

That you sign the letters and declare a major disaster in Illinois.

Attachments:

Declaration Letter
Letter to the Governor

THE WHITE HOUSE

WASHINGTON

The Honorable Jim Edgar
Governor of Illinois
State Capitol
Springfield, Illinois 62706

Dear Governor Edgar:

As requested, I have declared a major disaster under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (the Stafford Act) for the State of Illinois due to damage resulting from severe storms and tornadoes on April 18-19, 1996. I have authorized Federal relief and recovery assistance in the affected area.

Individual Assistance, Public Assistance and Hazard Mitigation will be provided. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance or Hazard Mitigation will be limited to 75 percent of the total eligible costs in the designated areas.

The Federal Emergency Management Agency (FEMA) will coordinate Federal assistance efforts and designate specific areas eligible for such assistance. The Federal Coordinating Officer will be Ron Sherman of FEMA. He will consult with you and assist in the execution of the FEMA-State Disaster Assistance Agreement governing the expenditure of Federal funds.

Sincerely,

THE WHITE HOUSE
WASHINGTON

The Honorable James L. Witt
Director
Federal Emergency Management Agency
Washington, D.C. 20472

Dear Mr. Witt:

I have determined that the damage in certain areas of the State of Illinois, resulting from severe storms and tornadoes on April 18-19, 1996, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act ("the Stafford Act"). I, therefore, declare that such a major disaster exists in the State of Illinois.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Individual Assistance, Public Assistance and Hazard Mitigation in the designated areas. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance or Hazard Mitigation will be limited to 75 percent of the total eligible costs.

Sincerely,



THE DIRECTOR

EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

April 4, 1996

96 APR 10

OK'd P1: bar
Sign Phil
4/5

MEMORANDUM FOR THE PRESIDENT

FROM: Alice M. Rivlin
Director

SUBJECT: Proposed Executive Order Entitled "Order of Succession of Officers to Act as Secretary of Defense"

SUMMARY: This memorandum forwards for your consideration a proposed Executive order that was prepared by the Department of Defense. The proposed order would update an old Executive order that established the order of succession of officers to act as Secretary of Defense.

BACKGROUND: The proposed order would revise Executive Order No. 12787, dated December 31, 1991, to reflect current positions and position titles in the order of succession of officers to act as the Secretary of Defense. For example, the proposed order would add the Under Secretary of Defense for Personnel and Readiness, the Principal Deputy Under Secretary for Acquisition and Technology, and the Principal Deputy Under Secretary for Policy to the order of succession. The order would also update the titles of officials in the order, including the Under Secretary of Defense (Comptroller) and the Under Secretary of Defense for Acquisition and Technology.

Consistent with previous succession orders, the proposed order would require the Secretary of Defense to establish the precedence among officers who have the same appointment date, in cases where succession is determined by the officers' length of service in their positions.

None of the affected agencies objects to the proposed Executive order.

RECOMMENDATION: I recommend that you sign the proposed Executive order.

Attachment



U. S. Department of Justice

Office of Legal Counsel

Office of the
Assistant Attorney General

Washington, D.C. 20530

April 9, 1996

MEMORANDUM

Re: Proposed Executive Order Entitled "Order of
Succession of Officers to Act as Secretary of Defense"

The attached proposed Executive order was prepared by the Department of Defense. The Office of Management and Budget, with the approval of the Director, forwarded it to this Department for review with respect to form and legality.

The proposed order would revise Executive Order No. 12787, dated December 31, 1991, to reflect current positions and position titles in the order of succession of officers to act as the Secretary of Defense. The order would also update the titles of officials in the order, including the Under Secretary of Defense (Comptroller) and the Under Secretary of Defense for Acquisition and Technology.

The proposed order is approved with respect to form and legality.

Walter Dellinger
Assistant Attorney General



U. S. Department of Justice

Office of Legal Counsel

Office of the
Assistant Attorney General

Washington, D.C. 20530

April 9, 1996

The President,

The White House.

My dear Mr. President:

I am herewith transmitting a proposed Executive order entitled "Order of Succession of Officers to Act as Secretary of Defense." This proposed Executive order was prepared by the Department of Defense. The Office of Management and Budget, with the approval of the Director, forwarded it to this Department for review with respect to form and legality.

The proposed Executive order is approved with respect to form and legality.

Respectfully,

Walter Dellinger
Assistant Attorney General



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

April 4, 1996

Honorable Janet Reno
United States Attorney General
Washington, D.C. 20530

Dear Madam Attorney General:

Enclosed in accordance with the provisions of Executive Order No. 11030, as amended, is a proposed Executive order entitled "Order of Succession of Officers to Act as Secretary of Defense." The proposed order, which was prepared by the Department of Defense, would update an old Executive order that established the order of succession of officers to act as Secretary of Defense.

The proposed order would revise Executive Order No. 12787, dated December 31, 1991, to reflect current positions and position titles in the order of succession of officers to act as the Secretary of Defense. For example, the proposed order would add the Under Secretary of Defense for Personnel and Readiness, the Principal Deputy Under Secretary for Acquisition and Technology, and the Principal Deputy Under Secretary for Policy to the order of succession. The order would also update the titles of officials in the order, including the Under Secretary of Defense (Comptroller) and the Under Secretary of Defense for Acquisition and Technology.

Consistent with previous succession orders, the proposed order would require the Secretary of Defense to establish the precedence among officers who have the same appointment date, in cases where succession is determined by the officers' length of service in their positions.

Your staff may direct any questions concerning this proposed Executive order to Mac Reed of this office (202-395-3563).

This proposed Executive order has the approval of the Director of the Office of Management and Budget.

Sincerely,

Robert G. Damus
General Counsel

Enclosure

EXECUTIVE ORDER

ORDER OF SUCCESSION OF OFFICERS TO ACT AS
SECRETARY OF DEFENSE

By the authority vested in me as President by the Constitution and the laws of the United States of America, including section 3347 of title 5, United States Code, it is hereby ordered as follows:

Section 1. Succession To Act as the Secretary of Defense.

(a) In the event of the death, permanent disability, or resignation of the Secretary of Defense, the incumbents holding the Department of Defense positions designated below, in the order indicated, shall act for and exercise the powers of the Secretary of Defense as Acting Secretary of Defense:

- (1) Deputy Secretary of Defense.
- (2) Secretary of the Army.
- (3) Secretary of the Navy.
- (4) Secretary of the Air Force.
- (5) Under Secretary of Defense for Acquisition and Technology.
- (6) Under Secretary of Defense for Policy.
- (7) Under Secretary of Defense (Comptroller).
- (8) Under Secretary of Defense for Personnel and Readiness.
- (9) Principal Deputy Under Secretary of Defense for Acquisition and Technology.
- (10) Principal Deputy Under Secretary of Defense for Policy.
- (11) Director of Defense Research and Engineering.
- (12) The Assistant Secretaries of Defense, the Director of Operational Test and Evaluation, and the General Counsel of the Department of Defense, in the order fixed by their length of service as permanent appointees in such positions.
- (13) Under Secretaries of the Army, the Navy, and the Air Force, in the order fixed by their length of service as permanent appointees in such positions.

(14) Assistant Secretaries whose appointments are vested in the President and General Counsels of the Army, the Navy, and the Air Force, in the order fixed by their length of service as permanent appointees in such positions.

(b) In the event of the absence or temporary disability of the Secretary of Defense, the incumbents holding the Department of Defense positions designated in paragraph (a) of this section, in the order indicated, shall act for and exercise the powers of the Secretary of Defense as Acting Secretary of Defense.

(1) In these instances, the designation of an Acting Secretary of Defense applies only for the duration of the Secretary's absence or disability, and does not affect the authority of the Secretary to resume the powers of his office upon his return.

(2) In the event that the Secretary of Defense is temporarily absent from his position, the Secretary may continue to exercise the powers and fulfill the duties of this office during his absence, notwithstanding the provisions of this order.

(c) Precedence among those officers designated in paragraphs (a) (12) - (14) of this section who have the same appointment date shall be determined by the Secretary of Defense at the time that such appointments are made.

(d) Notwithstanding paragraphs (a) and (b) of this section, an officer shall not act for or exercise the powers of the Secretary of Defense under this order if that officer serves only in an acting capacity in the position that would otherwise entitle him to do so.

Sec. 2. Temporary Nature of Succession. Succession to act for and exercise the powers of the Secretary of Defense pursuant to this order shall be on a temporary or interim basis and shall not have the effect of vacating the statutory appointment held by the successor.

Sec. 3. Revocation of Prior Executive Order. Executive
Order No. 12787 of December 31, 1991 is hereby revoked.

THE WHITE HOUSE,

~~THE WHITE HOUSE~~

~~WASHINGTON~~

~~April 23, 1996~~

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM:

ANTHONY LAKE

SUBJECT:

Condolence Letter for Nicaraguan President
Violetta Chamorro

Purpose

To express regret at the April 20 death from leukemia of Mrs. Chamorro's grandson, Marcos Tolentino.

Background

The 14-year old grandson of Nicaraguan President Violetta Chamorro died of leukemia in Washington on Sunday, April 20. Mrs. Chamorro flew to the United States yesterday and is expected to return to Nicaragua on Tuesday, April 22.

The first democratically elected President of Nicaragua since the 1979 Sandinista takeover, Mrs. Chamorro is a renowned figure nationally and internationally. A strong leader, she is also matriarch of a large and politically active clan of Nicaraguan business, government and media leaders.

RECOMMENDATION

That you sign the attached condolence letter to Mrs. Chamorro.

Attachment

Tab A Condolence Letter to Mrs. Chamorro

cc: Vice President
Chief of Staff

THE WHITE HOUSE

WASHINGTON

Dear Mrs. Chamorro:

Please accept my heartfelt condolences on the recent passing of your young grandson Marcos. I know he brought great joy to all his family despite his suffering. You and your family are in my thoughts and prayers during this difficult time. God bless you all.

Sincerely,

Her Excellency Violetta Chamorro
President of the Republic of Nicaragua
Managua

THE WHITE HOUSE
WASHINGTON
April 22, 1996

4123
Sent to RM
for signature
per Todd Stern 2189
C. Abbott.
96 APR 22 P4:26
62721

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM:

ANTHONY LAKE
CAROL H. RASCO

SUBJECT:

Reply to Chairperson of "Catch the Spirit:
Citizenship in 1996"

Purpose

To respond to a letter from Victoria Curtin.

Background

Victoria Curtin, Chairperson of "Catch the Spirit: Citizenship in 1996," wrote to tell you about 125 Irish nationals who were to become U.S. citizens on St. Patrick's Day and to describe the support for your policy toward Ireland among the Irish immigrant community.

RECOMMENDATION

That you sign the draft reply at Tab A.

Attachment

Tab A Draft Reply to Victoria Curtin
Tab B Incoming Correspondence

cc: Vice President
Chief of Staff

THE WHITE HOUSE

WASHINGTON

Dear Ms. Curtin:

Thank you for your uplifting letter about the March 17 ceremony in which over 125 Irish men and women became American citizens. I am always pleased to hear that immigrants to our country are taking advantage of the opportunity to participate fully in our public life by accepting the privileges and responsibilities of citizenship.

I also appreciate your kind words about my Administration's policy of support for the peace process in Northern Ireland. I assure you that we will continue to do everything possible to help the people there achieve the lasting peace they desire and deserve.

Sincerely,

Ms. Victoria Curtin
Catch the Spirit
Citizenship in 1996
2317 Malraux Drive
Vienna, Virginia 22182

TAB B



Catch the Spirit

Citizenship in 1996

2317 Malraux Drive
Vienna, Va. 22182
March 16, 1996

MEMORANDUM

TO: Nancy E. Soderberg
Office of National Security Affairs

FROM: Victoria Curtin
202-429-8021
703-207-3548(FAX)

RE: MARCH 17, 1996
GALA CITIZENSHIP SWEARING-IN CEREMONY
DEPARTMENT OF INTERIOR AUDITORIUM
WASHINGTON, D.C.

Rita Mullan asked me to send the attached letter to the President and a copy to you. The excitement in our community is something to behold.

So many people from Ireland are here to support their new "Yank" relations it is truly heart warming.

Thank you for your hard work on the Island of Ireland's behalf and the American people. Rita is becoming a U.S. Citizen tomorrow and she is delighted with the realization that she will be able to cast her first vote for the President.

3 pages

*Staff to
m to
for response*



Catch the Spirit Citizenship in 1996

2317 Malruax Drive
Vienna, Va. 22182
March 16, 1996

President William Jefferson Clinton
The White House
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500

Dear Mr. President:

On March 17, 1996 over 125 Irish nationals (both Catholic and Protestant) will take the oath of allegiance for U.S. Citizenship at 9:30 a.m. in the Department of Interior Auditorium. The Citizenship Group Processing Program was established under this Administration to reach out to civic and ethnic organizations to promote U.S. Citizenship.

Thousands of immigrants of all nationalities can only benefit from the Group Citizenship Processing Program. One selling point of this program is you can arrange in advance the testing dates and the swearing-in ceremony date. It is designed to appeal to large ethnic groups to come together in mass and support each other during the Citizenship process. Thousands of new votes with traditionally Democratic Party leaning are waiting to be organize. During the month of October our Committee held Citizenship Workshops every Sunday and the realization of what a great service to the community these program has been is humbling.

There has not been any other President and First Lady who have endeared themselves more to the Irish than you, Mr. President. You cannot image the depth of true pride and gratitude these soon to be U.S. Citizens feel for you, son of Ulster Irish, President William Jefferson Clinton. Unfortunately their voices have not been heard over the media or worst yet just dismissed as not relevant. Nothing could be more wrong. Now their voices will be heard through the voting booth.

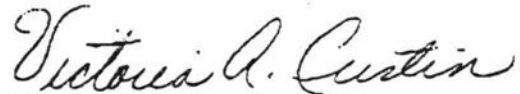
These soon to be voting citizens cannot wait to cast that vote for "one of their own". Never before has an American President put the Island of Ireland on such a level of concern as you, Mr. President. Our community is alive with voting fever for the first time in decades. It is a difficult decision for anyone to become a citizen but that apprehension was overcome by the

desire to support you in all your efforts on behalf of the American people.

This St. Patrick's Day holds the possibility of a special platform for the Peace Process in Ireland, the anti-immigrant fear that seems to be settling over this land of immigrants and the importance of Voting Citizens. As we all know there can be no better testimony than real every day people, telling their own story in their own words.

I was asked to write to you on this eve before the first ever Swearing-In Ceremony on St. Patrick's Day to let you personally know that tomorrow your fellow-country men and women willing be dedicating themselves to November, 1996 as you have dedicated yourself to the betterment of all.

Sincerely,


Victoria A. Curtin
Chairperson

THE WHITE HOUSE
WASHINGTON

To: President
96 APR 23 FYI
P/Hamel
4/23/96

MEMORANDUM FOR HAROLD ICKES

FROM: KATHLEEN WALLMAN *KW*
SUBJECT: PROPOSED MEETING WITH MR. BRONFMAN
DATE: APRIL 22, 1996

This is in response to your question about whether there are any legal impediments to the President's meeting with Edgar Bronfman, which we understand has been requested in substantial part to discuss the subject on which Mr. Bronfman will testify tomorrow morning. From your description of what is proposed, I see no legal reason to say no to the meeting, but the following would be important to keep in mind:

1. I checked with Legislative Affairs and obtained the attached report on what the hearing is about. Two salient points are (1) there is no bill introduced yet and (2) the Administration is going to be represented by Undersecretary of Commerce Stuart Eizenstadt. I haven't seen his testimony, and don't know what he is going to say, but can have someone track that down if you wish.
2. There is a foreign claims process that is run by the State Department; it sounds as though what Mr. Bronfman wants to talk about normally would be handled through that process (although the fact that Commerce, not State, is testifying may suggest that there is a different angle at play here). Mr. Bronfman should not lobby the President on the disposition of any particular claim or claims.
3. *→* To the extent that the proposal at issue here may seek to overhaul the current foreign claims process, or create special exceptions to it, or carve out a special class of claims for special treatment, that may or may not be a good policy idea. It would be inadvisable for the President to embrace (or reject) the concept of the proposal in the meeting with Mr. Bronfman since there has been no time to analyze any proposal or check with the State Department or Commerce Department about it.
4. If the President needs to respond to Mr. Bronfman's request to do something helpful at the close of the meeting, perhaps he could commit to have his staff talk with the State Department and the Commerce Department about the issue, and get back to him.

This is a quick and dirty response; please let me know if you want any follow up. I'm available tomorrow morning if there is any need to have someone from Counsel's office in the meeting.

INTERNATIONAL STRATEGIC ADVISORS, LTD.

Hand Delivery

TO: Mr. Harold Ickes
FROM: Claude Fontheim
DATE: April 18, 1996

Dear Harold:

Following is a brief background memorandum on a sensitive and important matter that I am sending on behalf of World Jewish Congress President, Edgar Bronfman Sr.

As you may know, Senator D'Amato is holding hearings, scheduled to begin next Tuesday, April 23, on the subject of dormant accounts in Swiss banks containing unclaimed assets of Holocaust victims. Archival Treasury and other U.S. government files recently have revealed interesting and helpful information. For example, declassified U.S. intelligence reports suggest that one Swiss financial institution alone has held almost \$30 million in over 180 Jewish accounts. Estimates of the total amounts potentially involved vary widely, but many believe they are in the hundreds of millions if not billions of dollars. To date little of this money has been recovered and the process for resolving claims, including documentation of the exact date and place of death, remains grossly inappropriate in the context of accounts of Jews murdered by the Nazis.

As you know, this issue is extremely important to the Jewish community (and many others) in the United States and around the world. Mr. Bronfman hopes to thank the President publicly for his efforts to date on this matter.

I will call later today to see if you have any questions.

Best regards.

cc: Jay Footlik

ISSUE:

World Jewish Congress President Edgar Bronfman wants to ensure that the President has full information and the White House has maximum involvement in the latest developments in World Jewish Congress and World Jewish Restitution Organization negotiations on dormant accounts in Swiss banks containing unclaimed assets of Holocaust victims. Senator D'Amato has moved very quickly to investigate this matter and to review relevant U.S. government documents. He is holding an introductory hearing on Tuesday, April 23, at which Commerce Undersecretary Eizenstat will be testifying, as will Edgar Bronfman.

The President has previously expressed strong support for this and other WJC efforts to promptly resolve questions about Jewish properties confiscated during and after the Second World War. In light of the upcoming hearings and other recent developments, the President may want to reiterate this strong support next week and underscore his personal involvement in efforts by key Administration officials, such as Undersecretary Eizenstat. Mr. Bronfman would also like to take this opportunity to thank the President personally (and then publicly) for his efforts to date on this sensitive matter.

BACKGROUND:

- o Shortly before his assassination last November, Israeli Prime Minister Yitzhak Rabin authorized WJC President Edgar Bronfman to negotiate with the Swiss Bankers Association (SBA) for the Government of Israel and on claims made by Israelis. Mr. Bronfman as well represents Jews worldwide on this issue. Six million Jews were killed by the Nazis, and an unknown number of them had opened accounts in Switzerland to try to protect their assets. In addition, there are monies and other assets seized from Jews by Nazis who then deposited them in Swiss banks. In 1962, Swiss authorities turned over money, worth about \$7.9 million now, to Swiss charities for Jews and refugees in an effort to satisfy Jewish claims. These monies are widely regarded as vastly less than the present value of Jewish assets obtained during the war.
- o Although the SBA this week is making an effort to restart discussions, the negotiations stalled in February when Swiss banking officials released findings unilaterally. Those findings alluded to sums of money far less than many believe are held in the banks (hundreds of millions if not billions). But the key problem in the view of Edgar Bronfman and the WJC was the failure to arrive at an equitable, efficient and transparent process for resolving claims. (There had been no independent review of Swiss bank assertions, and those seeking restitution are still required to pay money and document carefully such things as the place and exact date of account owners deaths.)
- o Declassified U.S. intelligence reports suggest that one Swiss financial institution alone (Societe General de Surveillance) had held \$29.4 million in at least 182 Jewish accounts. Both the WJC and Senator D'Amato have copies of these documents, as well as of about

100,000 other previously-classified documents from a U.S. post war probe of Nazi-confiscated funds called "Operation Safehaven".

- o Senator D'Amato and the Senate Banking Committee are heading a wide-ranging investigation into this matter, and have requested documents from the SBA, the CIA and the Secretaries of State and Treasury.

- o In the past, the President has issued statements in support of the restitution efforts, and Stuart Eizenstat has served as the President's special envoy on Jewish restitution issues. However, it is not clear that the President is personally aware of the new developments or has made comments on the newly declassified documents or Senator D'Amato's investigation.

- o WJC President Bronfman is in Latin America this week meeting with the Presidents of Brazil and Argentina, but will return next week to testify.

 THE WHITE HOUSE

WASHINGTON

April 20, 1996

96 APR 20 P4:18

162481
2246

4/22

Sent to RM
for signature
per Todd Stern
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ACTION

MEMORANDUM FOR THE PRESIDENT

FROM:

ANTHONY LAKE 

SUBJECT:

Letter to Commissioner Mary Boyle

Purpose

To respond to a letter from Cuyahoga County (Cleveland)
Commissioner Mary Boyle.

Background

Ms. Boyle wrote expressing support for the Administration's role
in promoting peace in Northern Ireland and enclosing a card from
Mrs. Campbell of County Mayo.

RECOMMENDATION

That you sign the letter at Tab A.

Attachments

Tab A Letter to Ms. Boyle

Tab B Incoming correspondence

cc: Vice President
Chief of Staff

THE WHITE HOUSE

WASHINGTON

Dear Commissioner Boyle:

Thank you for your recent letter and your warm words about my Administration's support of the peace process in Northern Ireland. And thank you for forwarding the card from Mrs. Campbell of County Mayo wishing me good luck on my visit to Ireland.

As you and others who participated in the visit know, the people of Ireland, north and south, used the occasion to demonstrate their unshakable commitment to peace and to peaceful means of achieving a lasting settlement to the conflict in Northern Ireland. That commitment has not flagged, in spite of the deplorable resort to violence by the IRA since February. My Administration will continue to do everything possible to help create the lasting peace the people of Northern Ireland want and deserve.

The setting of June 10 as the date for the beginning of talks on the future of Northern Ireland marks a watershed in the peace process. I have called on the IRA to reinstate its cease-fire immediately to allow Sinn Fein to participate in the talks. There will be an election on May 30 in Northern Ireland for delegates to a forum independent of the talks. I believe the full participation of all parties in all aspects of the process offers the best chance of creating a lasting peace.

Thank you again for your support for our efforts on this important issue.

Sincerely,

Ms. Mary O. Boyle
Commissioner
County of Cuyahoga
1219 Ontario Street
Cleveland, Ohio 44113



COUNTY OF
CUYAHOGA

2246

Commissioner
Mary O. Boyle

March 26, 1996

President William J. Clinton
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear President Clinton:

One of my most memorable events of the November and December Ireland trip was a meeting I attended in Cleveland just before I flew off to join the rest of the Presidential guests. At the meeting, Irish visitors and active Irish-Americans talked of their hopes and fears for peace in the future. To a person they were supportive of all your efforts.

The enclosed card was given to me that night to give to you. Mrs. Campbell of Ballycroy, County Mayo, was visiting her Cleveland family, Manus and Bridget Conway, for a wedding and for Christmas. She came that night to see me off and spoke for the ordinary people of the Republic in wishing you well in your efforts to promote peace in Northern Ireland.

Our work is not over.

Sincerely,

Mary O. Boyle
Commissioner

O F F I C E

MEMO

To: Mary Ann Peters, National Security Council
National Security Council
17th & Pennsylvania N.W.
Washington, D.C. 20506

From: Commissioner Mary O. Boyle
1219 Ontario Street
Cleveland, Ohio 44113
(216) 443-7181 (fax) (216) 443-7635

Subject: Letter to President Clinton, regarding Ireland Trip

Date: March 27, 1996

Dear Mary Ann:

Your assistance will be appreciated in directing this letter to President Clinton.

Sincerely,


Mary O. Boyle
Commissioner

Please put in system

MOB/ndf

THE WHITE HOUSE
WASHINGTON

April 18, 1996

4/22/96
Sent to
Rising
signature
per Todd Starnes
162208
2325
96 APR 18 P4:00
4/22

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM: ANTHONY LAKE *HLR*
JOHN HILLEY *1H*

SUBJECT: Response to Representative Patrick J. Kennedy
et al. regarding Croatia

Purpose

To respond to a letter from Representatives Patrick Kennedy et al.

Background

Representatives Patrick Kennedy, Steven LaTourette, Benjamin Gilman, Tom Lantos, Sidney Yates and Ralph Regula wrote you expressing their concerns regarding Croatia's announced intention to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust and urging you to protest the planned burials.

Our proposed response reports on the Administration's recent protest of the planned reburial and thanks the Representatives for their continued support.

RECOMMENDATION

That you sign the letter at Tab A.

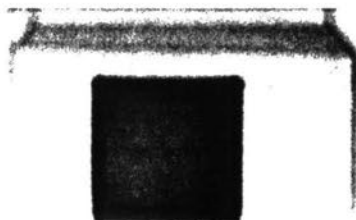
Attachments

Tab A Response to Representative Patrick Kennedy et al.
Tab B Incoming Correspondence

cc: Vice President
Chief of Staff

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A.



THE WHITE HOUSE

WASHINGTON

Dear Mr. Chairman:

Thank you for your letter regarding Croatia's announced intention to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust. I share your view that the proposed reburial would be an affront to the memory of those who perished in the Holocaust. I fully agree that maintaining moral clarity is essential if the terrible wounds caused by the conflict in the former Yugoslavia during the past four years are to heal.

As I stated during the opening of the United States Holocaust Memorial Museum in 1993, one of the eternal lessons to which this museum bears strong witness is that the struggle against darkness will never end and the need for vigilance will never fade away. The recent evidence of mass killings in Bosnia reaffirms how important that vigilance is. The U.S. Embassy in Zagreb contacted the Foreign Ministry and the President's office during the last week of March and again registered our concern at the announced plans for Jasenovac. We will continue to press the Government of Croatia to abandon its plans.

It is for us the living to honor the memory of the victims of racist ideology and ethnic hatred in order to teach a new generations of Americans about their unique responsibilities to preserve the lessons of history. Once again, I thank you for your support for our efforts to help the people of the Balkans achieve a lasting peace and stable future.

Sincerely,

The Honorable Benjamin A. Gilman
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear Patrick:

Thank you for your letter regarding Croatia's announced intention to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust. I share your view that the proposed reburial would be an affront to the memory of those who perished in the Holocaust. I fully agree that maintaining moral clarity is essential if the terrible wounds caused by the conflict in the former Yugoslavia during the past four years are to heal.

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It is for us the living to honor the memory of the victims of racist ideology and ethnic hatred in order to teach a new generations of Americans about their unique responsibilities to preserve the lessons of history. Once again, I thank you for your support for our efforts to help the people of the Balkans achieve a lasting peace and stable future.

Sincerely,

The Honorable Patrick J. Kennedy
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear Tom:

Thank you for your letter regarding Croatia's announced intention to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust. I share your view that the proposed reburial would be an affront to the memory of those who perished in the Holocaust. I fully agree that maintaining moral clarity is essential if the terrible wounds caused by the conflict in the former Yugoslavia during the past four years are to heal.

As I stated during the opening of the United States Holocaust Memorial Museum in 1993, one of the eternal lessons to which this museum bears strong witness is that the struggle against darkness will never end and the need for vigilance will never fade away. The recent evidence of mass killings in Bosnia reaffirms how important that vigilance is. The U.S. Embassy in Zagreb contacted the Foreign Ministry and the President's office during the last week of March and again registered our concern at the announced plans for Jasenovac. We will continue to press the Government of Croatia to abandon its plans.

It is for us the living to honor the memory of the victims of racist ideology and ethnic hatred in order to teach a new generations of Americans about their unique responsibilities to preserve the lessons of history. Once again, I thank you for your support for our efforts to help the people of the Balkans achieve a lasting peace and stable future.

Sincerely,

The Honorable Tom Lantos
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear Representative LaTourette:

Thank you for your letter regarding Croatia's announced intention to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust. I share your view that the proposed reburial would be an affront to the memory of those who perished in the Holocaust. I fully agree that maintaining moral clarity is essential if the terrible wounds caused by the conflict in the former Yugoslavia during the past four years are to heal.

As I stated during the opening of the United States Holocaust Memorial Museum in 1993, one of the eternal lessons to which this museum bears strong witness is that the struggle against darkness will never end and the need for vigilance will never fade away. The recent evidence of mass killings in Bosnia reaffirms how important that vigilance is. The U.S. Embassy in Zagreb contacted the Foreign Ministry and the President's office during the last week of March and again registered our concern at the announced plans for Jasenovac. We will continue to press the Government of Croatia to abandon its plans.

It is for us the living to honor the memory of the victims of racist ideology and ethnic hatred in order to teach a new generations of Americans about their unique responsibilities to preserve the lessons of history. Once again, I thank you for your support for our efforts to help the people of the Balkans achieve a lasting peace and stable future.

Sincerely,

The Honorable Steven C. LaTourette
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear Representative Regula:

Thank you for your letter regarding Croatia's announced intention to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust. I share your view that the proposed reburial would be an affront to the memory of those who perished in the Holocaust. I fully agree that maintaining moral clarity is essential if the terrible wounds caused by the conflict in the former Yugoslavia during the past four years are to heal.

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It is for us the living to honor the memory of the victims of racist ideology and ethnic hatred in order to teach a new generations of Americans about their unique responsibilities to preserve the lessons of history. Once again, I thank you for your support for our efforts to help the people of the Balkans achieve a lasting peace and stable future.

Sincerely,

The Honorable Ralph Regula
House of Representatives
Washington, D.C. 20515

THE WHITE HOUSE

WASHINGTON

Dear Sidney:

Thank you for your letter regarding Croatia's announced intention to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust. I share your view that the proposed reburial would be an affront to the memory of those who perished in the Holocaust. I fully agree that maintaining moral clarity is essential if the terrible wounds caused by the conflict in the former Yugoslavia during the past four years are to heal.

As I stated during the opening of the United States Holocaust Memorial Museum in 1993, one of the eternal lessons to which this museum bears strong witness is that the struggle against darkness will never end and the need for vigilance will never fade away. The recent evidence of mass killings in Bosnia reaffirms how important that vigilance is. The U.S. Embassy in Zagreb contacted the Foreign Ministry and the President's office during the last week of March and again registered our concern at the announced plans for Jasenovac. We will continue to press the Government of Croatia to abandon its plans.

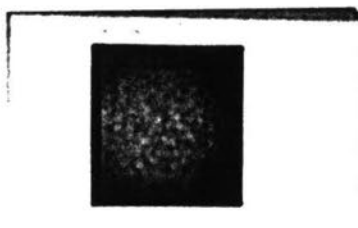
It is for us the living to honor the memory of the victims of racist ideology and ethnic hatred in order to teach a new generations of Americans about their unique responsibilities to preserve the lessons of history. Once again, I thank you for your support for our efforts to help the people of the Balkans achieve a lasting peace and stable future.

Sincerely,

The Honorable Sidney R. Yates
House of Representatives
Washington, D.C. 20515

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Congress of the United States
Washington, DC 20515

2325

March 27, 1996

President William J. Clinton
The White House
1600 Pennsylvania Avenue
Washington, DC 20500

Dear Mr. President:

We are writing to you about an issue requiring your immediate attention. Earlier this year Franjo Tudjman, President of Croatia, announced the intention of his government to rebury the remains of Croatian Fascists in a cemetery occupied by victims of the Holocaust. Should this reburial occur, this would be the first time in Europe that Jewish victims of the Holocaust would be buried beside the remains of their fascist perpetrators. Such a step represents a serious threat to the power and sanctity of history.

The proposed reburial is an affront to the memory of those who perished in the Holocaust and we strongly urge you to protest this move in unequivocal terms. We are working together in a bipartisan way, and will work with colleagues in the United States Senate, on a Resolution that will express the voice of Congress on this challenge to moral clarity. We add our voices to those who have already protested this proposal, and are including a letter that Miles Lerman the Chairman of the United States Holocaust Memorial Council wrote President Tudjman on this issue.

Details about when this reburial might occur are not public. It is possible that this process could begin in the very near future. Your prompt attention to this matter is imperative.

We must preserve the moral -- and physical -- distinction between victim and persecutor, a distinction that does not become any less profound with the passage of time. As more time separates us from the events of the Holocaust, it is imperative that the moral lessons this tragedy teaches must be reinforced, supported, continued, and never ignored. This will be severely undermined should the planned grave relocation occur. This relocation is especially inappropriate in light of the fact that Jasenovac was the site of a death camp where hundreds of thousands of civilian Jews, Serbs, and Gypsies died.

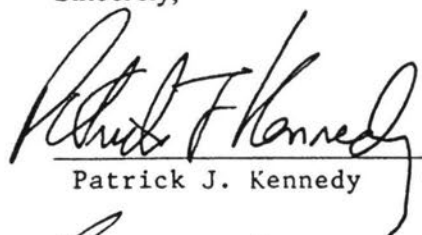
This reburial is a blatant attempt to rewrite and whitewash history. This should not happen. The reality of events can not be ignored. It can not be willed away. It must be accepted for what it is

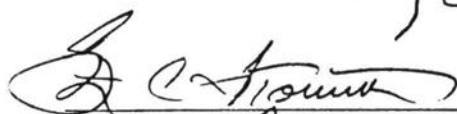
and that is the source of its power to teach. Remembering, honoring, and protecting the memory of those who perished in the Holocaust is the only action we who live today can perform for the victims of the Holocaust. Allowing history to be so defiled threatens the historical interpretation of an event that will always confound humanity with how it took place. This action by Croatia will offer comfort to none but those who wish to deny the unique, horrible reality of the Holocaust.

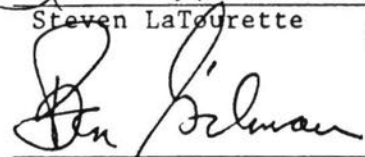
The need for moral clarity is all the more pressing in a part of the world that has recently experienced such turmoil, conflict, and suffering. Accepting the powerfully disturbing lessons of the Holocaust is not merely something we owe the past, it is the inescapable debt we owe to future generations. Moral equivocation and uncertainty are the fertile ground out of which grows evil.

The future of Croatia will not be enhanced by a morally blind or indifferent approach to the past. We strongly urge you to protest the planned reburials at Jasenovac. We are ready to work with you in any way necessary to prevent the proposed reburials from taking place.

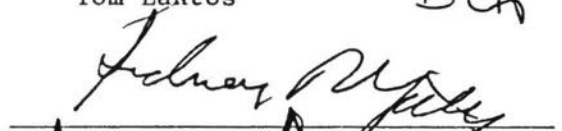
Sincerely,

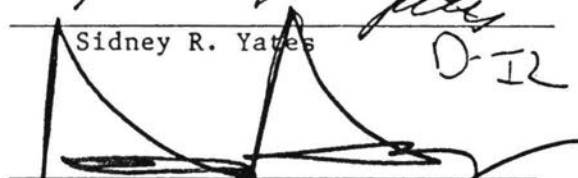

Patrick J. Kennedy D-RI


Steven LaTourette R-OH


Benjamin A. Gilman R-NY


Tom Lantos D-CA


Sidney R. Yates D-IL


Ralph Regula R-OH

THE WHITE HOUSE

WASHINGTON

April 3, 1996

MEMORANDUM FOR ANDREW SENS
NSC Executive Secretariat

FROM: SUSAN BROPHY 
SUBJECT: Presidential Correspondence

Attached are copies of letters sent to the President from various members of Congress. Since these letters address national security issues, we would appreciate your assistance in drafting a response.

Thank you very much for your assistance. If you have any questions, please feel free to call Jocelyn Jolley at x7500.

The following is a brief description of these letters:

- 2321 1) Rep. David E. Skaggs (D-CO), requesting the President contact the President of the United Arab Emirates on behalf of Mr. D. Wilson Robinson;
- 2322 2) Rep. Frank Pallone, Jr. (D-NJ), Rep. John Edward Porter (R-IL), and twenty-five others, concerning the U.S. role in negotiations between the Nagorno-Karabagh Republic and Azerbaijan;
- Missing 3) Rep. Tim Roemer (D-IN), Rep. Gerald B.H. Solomon (R-NY, and ten others, concerning the war between Russia and Chechnya;
- 20355 4) Rep. Benjamin A. Gilman (R-NY), Rep. Henry H. Hyde (R-IL), and Rep. William F. Clinger (R-PA), concerning an investigation into reports that the President and Boris Yeltsin have reached a deal to support one another's reelection;
- 2324 5) Rep. Christopher H. Smith (R-NJ), requesting the President visit Alexander Ogorodnikov's "Christian Mercy Society," a soup kitchen and shelter in Moscow, while in Russia;
- Missing 6) Rep. Benjamin A. Gilman (R-NY) and Sen. Jesse Helms (R-NC), concerning the implementation of the Cuban Liberty and Democratic Solidarity Act (LIBERTAD); and
- 2325 7) Rep. Patrick J. Kennedy (D-RI), Rep. Tom Lantos (D-CA), and four others, concerning the reburial of Croatian

Fascists in a cemetery occupied by victims of the
Holocaust.